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>> Mayor Reed: Good morning. Like to get the city council meeting started for November 1st. We will start with our labor update and we'll go into closed session and then come back into open session at 1:30 to take up the rest of the agenda. I'll start the labor update. I think Gina's going to do that.

>> Gina Donnelly: Good morning mayor, member of the city council. Gina Donnelly deputy director of employee relations. Just reminder to everyone as we do every week all the documents we will be discussing this morning are available on the employee relations Website and may be accessed online. Beginning our update with retirement reform and ballot measure negotiations, as you know AEA, AMSP, CAMP, as well as POA and IF Local 230 entered into a framework with the city that included an agreement to enter into mediation absent an agreement on October 31st. We will commence mediation with AEA, AMSP and CAMP this Thursday, November 3rd, and we are still in the process of scheduling mediation with POA and local 230. On the topic of ballot measure negotiations we have sent letters on October 27th to each of the bargaining units that are engaging with the city in the ballot measure negotiations. We have received a response only from ALP to that letter. And on to sick leave payout negotiation, the city is continuing to negotiate with ABMEI regarding sick leave payout. We received their latest proposal yesterday via e-mail, which you have in front of you this morning. ABMEI indicated that the proposal is intended to communicate general concepts rather than specific contract language. There are two proposals for current employees. Proposal 1 indicates that it applies only to employees with more than 15 years of service on or before March 31st, 2012, and modifies the formula for sick leave payouts. Proposal 2 applies only to current -- to all current employees and provides for the conversion of accrued sick leave and to retirement service credit. And finally they are also proposing to eliminate sick leave payout for all employees hired on or after April 1st, 2012. We will meet with ABMEI again this Thursday, and we will provide groups an opportunity to seek further clarification of this proposal. And we did receive one additional amendment to the proposal received from POA and IFS local 230. We received this via e-mail. In light of the governor's pension reform plan made public last week POA and IFS local 230 have provided a second amendment to their proposal, this time regarding sick leave payout. In the future if Cal PERS were to prohibit the conversion of accrued sick leave to additional retirement service credit, the sick leave payout benefit would revert to the status quo, and future changes would be subject to meet and confer. And that concludes our presentation this morning.

>> Mayor Reed: Thank you. We have some people who wish to speak. Let's take that now. Please come on down when I call your name so you're close to the microphone. John Mucar, David Grady, Nancy Ostrowsky.

>> Good morning, John Mucar. Mayor Gonzales left the City Hall as his legacy. Mayor McEnergy before him left the Convention Center and the Arena as a legacy. Mayor Reed will leave a long court battle as a legacy. This is all because this ballot measure will not pass legal muster. You have been advised that it's a risky gamble yet you decide to do that. We have a proposal that makes sense and supported by all of the unions in the city, yet this ballot measures the way you do advise you to rethink that. It's impacting all of us as residents of San José, as employees of the city and our families. Thank you. [applause]

>> Good morning, my name is David Grady. I'm a 29-year employee. I based my personal retirement savings on what I was offered as a retirement when I joined the city. Now, while there may be a need to make some changes to overall benefits, those changes should be made for future employees. At least those employees can then make an informed decision whether or not they want to come to work for the city based on that retirement they are offered, okay? Also, do not be so quick to impose policy that you are not affected by. [applause]

>> The last thing I would like to say, and this is as a resident of San José, I am troubled by the lack of respect shown for the workers. This tells me that if you don't have respect for the workers, you don't have respect for the residents either. [applause]

>> Mayor Reed: After Nancy Ostrowsky we'll have Kay Denise McKenzie and Dale Depp.

>> Nancy Ostrowsky, IFPTE Local 21 senior staff and chief negotiator for our San José coalition. How a society treats its elders is a good indication of how just and caring a society is. What you are doing to retirees and widows is morally bankrupt. To take away cost of living increases from the most vulnerable because your legal advisors told you a, quote, temporary, quote reduction has a better chance in court versus a permanent reduction demonstrates your disregard for fact and tells us a whole lot about who you are as individuals. Nine years without a cost of living increase? But you have money for baseball? Nine years a widow has to survive when gas and grocery prices going up, but you have money for a former mayor to develop his land. Nine years of prescription drug rises going up tuition going up, daycare going up, you will ensure that retirees and current employees lose their homes and have their lives ruined so you can try and make a point in court. And that is a shame. So shame on you! [applause]

>> Honorable mayor and city council my name is Kay Denise McKenzie president of CAMP IFPTE local 21. I thought the primary method of generating greater return on investments is to buy low and sell high. But in your recent tentative deal to sell land to the Oakland A's for a ballpark, you've decided to gamble with the taxpayers' money, buy it high and sell it really low. What's more, you're now poised to gamble the taxpayers money for a long and costly legal battle over an illegal pension reform ballot measure if you move it to a vote of the electorate. What happens when the revenue to the local economy doesn't pan out as projected with the new ballpark? What happens when the city loses the legal battle over the pension reform ballot measure? Are city employees and retirees going to be blamed again? Good government doesn't happen in good time. It is tested in the bad. And you are already demonstrating the unwillingness to be fiscally prudent when it suits you, and not caring what future burdens you will leave your successors and the citizens of this city.

>> Mayor Reed: Dale Depp. [applause]

>> Mayor Reed: Followed by Paula Martinez and then Ross Bayer.

>> Hi, my name is Dale Depp. I'm the president of AMSP. I'm a three-year employee of the city of San José. I'm kind of going off-script. I didn't prepare anything today. I did want to speak on behalf of our employees but also on behalf of the public. In private industry, where I spent most of my career, our retirement usually consists of a matched 401(k) plan where the employer would give you so much for how much you put in. You're pretty much dependent on your own investment. If my former employer came to me and said, you know what, we're losing money, all that money that I matched, you owe me back, does that sound legal to you? How about if they came to me and said you know, beyond that, because you didn't make that good investment, all that money you owed me plus whatever you lost, so my retirement nest egg would be nothing. Does that sound legal to you? How does that -- how does what you're proposing any different than that? What I would like our employees to know, our council to know, our mayor to know, our City Attorney to know and our public to know is that if our public can vote something in, like this and they can take it from us, the public could be next! Don't set the precedent and don't allow this to happen, please. [applause]

>> I am a San José resident, a voter, and a city employee. Mayor and council, do you know you're losing extremely skilled workers by the week and now you won't be able to hire any skilled works at the decreased hourly rates and because of your drastic cuts to our pay and increased medical costs there are some employees who are now signed up at the food banks. Except for Ash, Kansen, Xavier, the rest of you should be ashamed of yourself. Those of you who are up for reelection and don't support city services and employees, you should be looking for another job. [applause]

>> Yes, there is a budget problem. But don't balance it on the backs of your lowest paid employees. There are bigger incomes you can go after. Yes, there needs to be changes to retirement but don't include employees more than 15 years, they've earned the right to retire at 55. It took decades for the mayor and council to create this mess and now you want to balance it within two or three years? And blame it on us? I don't think so! You're all temporary. But city employees are here for the long haul. And again, we'll have to endure all your long-last being

ill advised decisions. I implore you bargain with us in good faith or city services will continue to suffer, you'll lose in court, and personally, I'm ready to strike! [applause] [cheering and applause]

>> Mayor Reed: Ross Bayer, Ross will be followed by Peggy Elwell and then Paul Prange.

>> Ross Bayer, AMSP secretary. You have given us the impression that as long as we are willing to opt in to the city's voluntary election pension program we can avoid the 25% cumulative reduction in take-home pay outlined in the City's ballot initiative. But that's not quite true, is it? As stated in your ballot initiative, all city employees will be subject to those cuts until if IRS gives approval of the plan. Regarding uncertainty, when and if, the fact is the city has already documented its concern regarding the uncertainty of when and if an opt in plan would even receive IRS approval. You acknowledged that no California pension plan has an opt-in program for current employees that has been approved by the IRS and you must certainly be aware that Orange County has been waiting two years for IRS approval and still can't even get an estimate as to when IRS approval will be forthcoming. [applause]

>> Mayor Reed: Peggy elwell, Paul Prange and then M.J.

>> Hi, I'm Peggy elwell, I'm a resident of San José and an employee of the Biblioteca Latino Americana. I've loved my job. I get to help people in a lot of ways. I've been working for the city for 21 years as a part-time employee, and my message today is to consider the relationship between Social Security and government pension. As a part time employee, I get \$54 taken from my check every month. And the city also puts in \$54 to a deferred compensation fund which is not a fixed pension. But it's still subject to the government pension offset. If I retire at age 66, when I can get Medicare, from previous employment I would be eligible for Social Security for \$1051 a month. If I start to use deferred compensation, that gets cut to \$254 a month. This will affect me for 109 months for a total loss of \$86,400. And this is my deferred compensation will not be a whole lot more than that. So

this is just a cautionary tale to understand that we are not double dipping, greedy, trying to get more than we deserve. As a matter of fact, a lot of things are being taken away from us with regard to Social Security. And you should not be extending the kind of thing that's happening to me to other people. [applause]

>> Mayor Reed: Paul Prange, followed by M.J. and Yolanda Cruz.

>> Hello. I live and vote in District 3 where I've lived for over ten years. I've worked for the city for over 15 years. The union has offered a reasonable solution to our current dilemma. We -- I request that you listen and act on that solution. The mayor's proposed proposition will result only in a derisive and expensive legal battle. The only people that will make money off of this is the attorneys fighting those battles. And it will pit the city against itself, the workers against the leadership. A house divided cannot stand. Let's come to a solution that we can all live with. Thank you. [applause]

>> Mayor Reed: M.J. and then Yolanda Cruz and anastasia Aziz.

>> I'm speaking as a contaminate pair from San José. A lot of these people made good points. I don't really have anything else to say, except for Nguyen, you should be embarrassed. We all voted for you to get you in here, and you turned your back on us, just like you did your people. This is not a third world country, and San José is very expensive to live. You know that, Mr. Reed. You got all kinds of money, though, so you are not worried. Doyle, when you were in an accident on Fourth Street, when you hit that motorcyclist, who was out there to do all the traffic for you immediately? It was a San José city employee. That was me. All of you people here, should open your eyes and realize, to build a ballpark that ain't even going to be named after you, ridiculous. [cheering and applause]

>> My name is Yolanda Cruz and I'm the president of AFSCME MEF one of the lowest paid unions in this city. I represent over 3,000 employees. But the challenge here is that over 1500 of those people have no retirement benefits at all. We stand here today, United with all unions. Our proposals that we presented, although there may be some slight differences, should be able to be worked out. It's fair. It addresses issues that council has said are most important to achieve in meeting budget challenges and it is important that we move forward, and do what is necessary to protect this city, the citizens, and the services that we provide. Thank you.

>> Mayor Reed: Anastasia Aziz. Followed by Rocky padilla and Janice Garcia.

>> Hi, my name is Anastasia Aziz, I'm a District 3 resident and former Roosevelt Park neighborhood association president and vice president. I live in a low income SNI area. I'm an MEF member and my husband who is also a city employee is also an MEF member. We have two spall children under the age of 4. Both my husband and I experienced 12% pay cuts on July 1st. In addition to that I was also impacted by position cuts and reclassifications prior to that. My paycheck is approximately 25% less than it was in 2009. Health care costs have also significantly increased since that time. We have a higher health premium, higher co-pay for office visits and prescriptions and one of my children also has increased medical needs, so we've been greatly impacted by these costs. The significant pay cuts and increased benefit costs and retirement costs have had a tremendous affect on my household budget. Our paychecks are now spent in their entirety at the end of each pay period. Please focus on revenues for the city and work cooperatively with the unions. I'd also like to add that I know of at least two other MEF members again not high-paying city employees who are now going through short sales with their houses in San José so they've lost everything in their houses and also one other who is now debating whether or not she should do a short sale or a foreclosure. Thank you.

>> Mayor Reed: Rocky padilla. [applause]

>> Mayor Reed: Rocky will be followed by Janice Garcia and Phyllis Shules.

>> Hello, I'm just here to get every one of your attentions and to let you guys know, every one of you, how important that every one of you listen to everything that's being said here. The attorney, you have to understand, you have to explain that this is going to be so expensive. Is it worth it just because somebody thinks that this is the way to go? It's not. There's more to it than that. Just listen to the people in front of you, and I see your faces looking at me, right now. They mean something to me. They mean that you're listening and you're trying to understand every individual up here because there's more to it. There's a lot more to it. [applause]

>> Good morning, everyone and thank you for your attention. Buenos Dias. My name is Janice Garcia. I'm a bilingual children's librarian at the Biblioteca Latino Americana. I love my job. I love living in San José. I love working for the city, I have had tremendous opportunities to serve the community here. And I'm imploring you to bargain in good faith with us. The continuity of services is very important and employee morale is very important. I do bilingual stories, I've had 75 people on average during my Thursday mortgage story times. I visit hundreds of classrooms. I talk to parent principal groups in Spanish. I provide a lot of services in Spanish. I think you know I give as much as I can give around I rest as much as I can out of a 40 hour week. If you'd like to come down to our yearly event the Posada December 13th from 6:00 to 8:00 and ladle some home made food and home made chocolate, and meet the community, do contact me. Are you going to be down there Sam? Okay, if you'd like to join and meet your community, your Spanish speaking community and work with us and see who our citizens are, please come on down. But we're giving a lot of services. We're imploring you to work with us. We love our jobs we love serving the community and we'd love for you to be on our side so we can continue to do the work to serve your constituents which we do with a great deal of honor. Please bargain in good faith with us. Thank you. [applause]

>> Good morning everyone. My name is Phyllis Shoales and I'm the vice president of AMSP. Your ballot measure will not pass legal muster. You have been advised that it is a risky gamble, yet you continue to move forward. In

all practicality, we'll never agree to opt into an unlawful plan. So the vote you will take will plunge the city into chaos. What you are voting for is to cut my pay an additional 25% on top of the 10% we just took. This means that my take-home pay will be cut over 50% from what it was just six months ago. How is that fair? And how is that right? My union has put forth a pension reform plan that saves the taxpayers money, protects city services, and will allow me to make ends meet, and have a reasonable retirement income, that I can count on. Thank you. [applause]

>> Mayor Reed: That concludes the public testimony. We're going to adjourn into closed session at this time. We'll be back at 1:30.

>> Mayor Reed: (gavel strike) Good afternoon. Want to call the San José city council meeting to order for November 1st, 2011. We will start with our invocation. Councilmember Pyle will introduce the invocators.

>> Councilmember Pyle: Thank you, Mayor. With us today we have many people here from the animal care and services division. And November, as you might know, hosts animal shelter awareness week. So today we have members of the animal care and services division to lead our invocation. San José's animal care and services is a full-time division. It offers the community many valuable programs and services, provides shelter and field services for San José residents, as well as those in Cupertino, Los Gatos, Milpitas and Saratoga. I would like to you give a good welcome to John Cicirelli, who is the director of animal services, and he will introduce his crew. Thank you, John.

>> Thank you, Councilmember Pyle. So as she was talking about, these are all animals that are in our animal shelter, downtown on Monterey. In honor of being here today, we have named each of them after your favorite councilmember and mayor. And so we're going to introduce them. I'm going to start out of order, I have this start out of order. This is Pete as of peter the rabbit. Karen is holding Kansen, little Chihuahua. Chris next to her is holding Nancy and Monte next to him is holding Madison. Tina has Rose right there in the middle, big dog. Heather has Xavier, right here, little tiny kitten, so spall doesn't want to let go. Liz is holding Ash, I skipped one, Mallory is holding Don or Donald. Dottie over here behind me with another cat is holding Pierluigi, who actually adopted a cat from us this year. And then finally, let's see, Dick right here behind me is holding Chuck. In the red sweatshirt. And Milan here is holding Sam. So we appreciate the recognition. There's many fine animals. I think all of you have heard about Occupy Wall Street and Occupy San José activity going on. These guys are occupying our animal shelter, and they have one simple demand. They need a home, and they want it now. And so if you or any of your friends or family are looking for a new companion, we've got many wonderful ones down there. If you can't find the one you want you can log on to our Website at www.SanJoséanimals.com. You can tell

that system to tell you when the right one for you is around, or you can look at some of our partner shelters that are also in the county. But we appreciate your time, we appreciate your willingness to have us here, Councilmember Pyle, and bring some awareness to some of these wonderful animals that just need a home. So thank you. [applause]

>> Mayor Reed: Thank you. Our next item is the pledge of allegiance. I'll let the animals get off the stage, since they're not really good at the pledge yet. I know they've been practicing but they're not ready for prime time so please stand for the pledge. [pledge of allegiance]

>> Mayor Reed: First order item of business are orders of the day. There are a couple of changes from the printed agenda. Item 2.3 AB and C, council committee reports, we need to defer until next week, November 8th. Item 4.2, an urgency ordinance amending zoning code regulations pertaining to medical marijuana collectives, we need to defer to next week, November 8th. Any other changes to the printed agenda?

>> Move approval.

>> Mayor Reed: We have a motion to approve orders of the day. All in favor, opposed, none opposed, those are approved. Closed session report, City Attorney.

>> City Attorney Doyle: Yes, we have one item. Council met in closed session today and we were given authority to file an appeal with the California Supreme Court in the case of Kirkles versus city. It was unanimous with Councilmember Constant and Chu absent.

>> Mayor Reed: We'll now take up the ceremonial items. I'd like to start by inviting Councilmember Liccardo and Carl Guardino to join me at the podium. Today we're commending applied materials Silicon Valley turkey trot for the dedication of raising money for local charities. They've been raising it in large quantities, and we're really happy about that, and we want to just take a minute to say thanks. Councilmember Liccardo has some of the details.

>> Councilmember Liccardo: Thank you. Back in 2005, the Silicon Valley leadership group initiated what has become a wonderful holiday tradition. The applied materials, Silicon Valley turkey trot. And back in 2005 it was just an idea that Carl and Leslie Guardino drummed up as they were thinking about wonderful ways to raise money for charity and get a community together. And boy, has it been something extraordinary since. They started with I think 1900 runners that first year. Last year they had over 14,000. In that span of time they have raised \$1.5 million for three very important organizations here in our valley. The second harvest food bank, the housing trust of Santa Clara County, the Santa Clara County children's health initiative, fortunately we have Kathleen King who is here as executive director of that initiative, and this collaboration with working partnerships with applied materials of course and many other sponsors and of course the volunteers of Silicon Valley leadership group and the many organizations that they are connected with, has put on an amazing event every Thanksgiving that has gathered the community and has been a great way to enjoy fun and good health. Now I've been fortunate enough to participate in each race. I think the best way to win is to enter the costume contest. I challenge all my colleagues to join me, dust off the sponge bob square pants costume, and we may have a mayor's cup that Carl may tell us about. San José has been competing with Sunnyvale, several other jurisdictions, and we're going to bring it home this year, San José mthe mayor's cup. But for the extraordinary good that this event has brought to our city and our valley, I want to ask the mayor to offer this commendation to Carl Guardino. [applause]

>> Thank you for this incredible surprise. How gracious of you to do this today. When Leslie and I woke up on thanksgiving morning in 2004 we flipped on KCBS, and they were reporting that there were 20,000 people

downtown running and walking to support the needy on Thanksgiving morning. But the kicker was this: They weren't talking about San José or Silicon Valley, they were talking about Sacramento. My wife and I said, we got to change that. We had never put on a race in our life but we reached out to applied materials, they stepped forward, and we were off to the races, so to speak. And we hoped for a thousand people that first year, which is bigger than most races ever become. And on race morning, 1900 people showed up, as Councilmember Liccardo said. Including himself. And this year, if we hit our numbers, we will have 17,500 paid participants. Because the goal has been to build community to start our holidays in a healthy and fun way with families coming out. But also to benefit those three great nonprofits that help the neediest families in our valley as we reflect on Thanksgiving, those who have less to be thankful for than most of us in this room. If we hit our numbers we're going to be able to donate well over \$500,000 this year alone which would bring our seven year total to more than \$2.2 million. And we don't do that alone. Through the leadership group and applied materials and our other partners we have 900 volunteers that support those 17,500 paid participants. Two of them are here today. I don't know if they are speaking later or with this surprise resolution mayor it's your call they're speaking now. We'll keep that up to entirely how your agenda goes. But I would like to introduce Jeff Wrangle from Brocade Communications and Kathleen King from the Santa Clara Family Health Foundation Children's Health Initiative, that's a long business card. And again, I'm not sure if they're now or later to encourage all of us, especially your wonderful council colleagues, to join us. Because you have won the mayor's cup for a large jurisdiction category every single year. And don't rest on your laurels. We need each of you to be out there, because Sunnyvale keeps saying they're going to take you down. So there's been a lot of trash talk. But we love all our cities equally, but go San José. I was born here. With that, mayor and Councilmember Liccardo and all the members of the council, thank you for your service to our community for believing in our small part of trying to help that community through the Silicon Valley leadership group and our partners and I'll turn it back, sir, to you. Thank you. [applause]

>> Mayor Reed: Carl mention how many dollars were raised. He didn't say how many calories were burned off. I'm thinking we'll probably set a world record for the most calories per dollar. I'm putting out that challenge for all the other races to see if they can beat us for that. Carl, thank you very much for this work and Carl, you're messing up here.

>> I am.

>> Mayor Reed: Hand those out, will you?

>> I will, I always do what the mayor says, thank you.

>> Mayor Reed: Official entry forms, I've already filled mine out, I'm registered. It's not just big city mayors over 60. It's all mayors. I could win the cup all by my civil if it was the right category. With that we'll turn to the next item to invite Hans Larsen to join me at the podium. To recognize some folks who have done some great things in our combined giving campaign. One of the things that we do in the City of San José is assist in sustained giving by getting everybody to sign up for the annual combined giving campaign. Our employees support some 300 local service agencies and nonprofits that have direct impact on the lives of our city residents. This year's campaign, paving the way for a better tomorrow, runs from October 11th through November 10th and is coordinated by city employees and this campaign's lead department is Department of Transportation, Hans Larsen our department director, will tell us a little bit more about it.

>> Hans Larsen: Thank you, Mr. Mayor, members of the council. We appreciate the proclamation. At this time I'd like to recognize the federations that work closely with the city to make each year's campaign a success. We have from the arts council of Silicon Valley, Ann Lou, raise your hand there. Community health charities, we have Shannon George. From earth share of California, Dave Coyle. Local independent charities, Michelle Clancy and from the United Way, Linda Atali. As we all know the lingering impacts of our current economic conditions continue to impact the most vulnerable in our community. Recognizing that the economy also has impacted San José city employees, we are providing this year a new volunteerism opportunity that's been added to the

campaign. While we are still requesting financial donations, this year employees are also able to pledge volunteer hours to a nonprofit agency of their choice. I'd also like to recognize and acknowledge the department coordinators in the campaign that are here in the audience today, if you would stand please. Their support is very critical to the success of this effort. I want to thank the city employees who have already made a giving campaign contribution. We have ten days left in the campaign. So there's still plenty of time and I encourage all employees to think about the benefit and impact that even a small financial pledge or donation of time and the benefits that that can make in our community. And we want to remember and because D.O.T. is running this campaign, and we're good at paving, it's no coincidence that we've -- where we have a paving theme here, but we're not talking about paving our roads but we're talking about paving a way in our community for a better tomorrow, through our contributions in the giving campaign. So I'd like to acknowledge our wonderful leaders in federations in the city employees that are all working to make this effort a success. Thank you, mayor and council. [applause]

>> Mayor Reed: Let me say I've already signed up Hans so you got one at least. I'm sure you have many, many more because we have a huge participation in our workforce annually, we'll try to get even better this year. Thanks for doing the work. We appreciate it. Next we will turn, our next item, invite Councilmember Campos, Councilmember Herrera and Eros Correa to the podium. Today we are commending Eros Correa and the San José P.A.L. for his representation of the AIBA world boxing chasm meanships and victories at the U.S. Olympic boxing trials and Cal P.A.L. championships. Councilmember Campos.

>> Councilmember Campos: Thank you, mayor. We have a very, very good treat today. It's always good to have native sons and daughters who go out and do good in the world for us to recognize them. And today joining us at 5'5", in the right corner at 108 pounds, is the light flyweight champion, Eros Correa. Let's give us a round of applause. [applause]

>> Councilmember Campos: Eros is a San José native and a graduate from William C. Overfelt High School in 2007. Overfelt is also my alma mater as well as Councilmember Herrera's alma mater. Eros represented the

Police Athletic League, San José P.A.L. proudly as a boxer and won the California P.A.L. championship in 2010. In August of 2011, Eros was a gold medal victor at the United States Olympic trials in Mobile, Alabama, making him the only member from the United States team from the Bay Area. Shortly after, in September 2011, Eros represented the United States at the international boxing association world boxing championships in Baku, Azerbaijan giving him a shot at the 2012 summer Olympics. Originally, Eros was a soccer player, but it wasn't until his sister-in-law's father started teaching him to box in their backyard that Eros discovered his boxing skills and love of the sport. Now Eros, who is just 18 years of age, has a chance to become the first boxer from San José to make the Olympic team since Luis Molina did in 1956. I also want to add that as a proud alum of Overfelt high school, Eros has a chance to become Overfelt's second Olympian, after Overfelt's alum and San José State Speed City alum Lee Evans, who won two gold medals in track at the 1968 Olympics in Mexico city. And lastly, I want to acknowledge coach Candy Lopez for his coaching and dedication to Eros and to our youth. Eros is proof that if you invest and stay committed to our kids can you impact our lives. So with that, mayor, can you please present the proclamation to Eros Correa. [applause]

>> I just want to say thanks to my coach and thank you Councilmember Campos for having me here. Thanks.

>> Mayor Reed: Now I'd like to invite Councilmember Pyle and Diane Borson from the pancreatic cancer foundation to the podium as we recognize November 2011 as pancreatic cancer awareness month in the City of San José.

>> Councilmember Pyle: And as Diane and her friends are making it towards the podium I would like to tell you a little bit about pancreatic cancer awareness month, proclamation. First of all, we all know that that is the type of cancer that recently took the life of Steve Jobs. And it has been in the news lately for other circumstances, as well. We are provided an opportunity to learn something about this terrible disease. Pancreatic cancer is one of the most common cancer types in the United States. Each year about 43,000 new cases are diagnosed in the United States, and 37,000 people die of the disease. Pancreatic cancer is one of the deadliest forms of

cancer. 73% of pancreatic cancer patients die within the first year of their diagnosis. In fact, only about 4% of patients can expect to survive five years after their diagnosis. There is no cure for pancreatic cancer, and there has been no or there have been no significant improvements in survival rates in the last 40 years. As such, increased awareness is paramount. The good health and well-being of the residents of San José are enhanced as a direct result of increased awareness about pancreatic cancer and research, early detection causes and effective treatment. Joining us today to receive this proclamation which mayor is ready to give is Diane Borrison, from the advocacy coordinator of the Bay Area affiliate of the pancreatic cancer network and Diane is also a five-year survivor of pancreatic cancer. Diane, I know you have some words to share with us.

>> Congresswoman Pyle, Mayor Reed, and guests, on behalf of the Bay Area affiliate of the pancreatic cancer action network we would like to thank you very much for this opportunity to speak to the council. I am here today because of the to us of people who have been touched by this disease, many of them right here in the Bay Area. The come has mentioned of course the most obvious in our minds is Steve jobs. But several days before he passed away, Dr. Ralph Steinman who won the 2011 Nobel prize in medicine also died of this disease. His life had been extended thanks to the immune therapy which he had been using on himself for which he had been awarded the Nobel prize. In fact, estimates predict that the incidence of pancreatic cancer is expected to increase by 55% between the years 2010 and 2030. And we expect, unfortunately, 4,000 people to die of this disease in this state this year. So the presentation of this proclamation for the third year in a row by the City of San José is more -- we are more grateful for this presentation than any of you can imagine. Because it helps us to raise awareness for the disease. I would like to point out that there is legislation in both houses of Congress that would ensure the creation of a strategic plan for combating pancreatic cancer, the pancreatic cancer research and education act. It was brought to the Congress by our local congresswoman Anna Eshu and I'm happy to report that Zoe Lofgren and Mike Honda have both signed on to this legislation as have our two senators. We hope to have the rest of the California delegation signing the legislation in the near future. So my colleagues and would I be very happy to answer any questions you have and I encourage you to visit us at our Website at pancan.org. We also have a toll-free number and we do offer free services to any pancreatic cancer patients and their caregivers. During this month of pancreatic cancer awareness I encourage you to wear purple and I

encourage the councilmembers to wear your purple wrist band. Thank you very much for helping us raise awareness. We do have other events going on in November and we expect to have at least 25 proclamations presented by our local communities and counties. So you'll see more about us this month. But if you can help us to raise awareness all of you throughout the year, we know that we can make a big difference in this dreadful disease. So thank you very much. Thank you so much, again. Thank you. [applause]

>> Mayor Reed: I'd like to invite Jane Light to join Councilmember Pyle and me at the podium. Councilmember Pyle has some gifts from the city to city trip to Dublin, Ireland as part of the sister city delegation she wants to talk about. Councilmember Pyle.

>> Councilmember Pyle: Thank you, mayor. I had the honor of visiting Dublin, Ireland in October with our sister city committee to recognize the 25th anniversary of the twinning of our cities. Over the course of the five day trip which I will talk more about in a little more detail with my report, we were given three gifts. One of those gifts is a reproduction of the book of Kels. Now, with we talk about the book of Kels we are basically talking about Matthews, Mark, Luke and John. It is a very heavy book. I will say. It was put together by monks, at the time -- oh, there's one right now. It is that this was done, the monastic culture in Dublin was quite, quite interesting. As you can see, the detail in the work is quite astounding. And I thought it would be lovely if sometime in the next three months or so, we could get this on display, at our public library, so that all of San José could see this and visit. And Jane has very graciously offered to do that for us at the library. So Jane. It's with great pleasure that I give you that. The next thing on the agenda is the -- what is called Irish roots. If you will bear with me, I would just like to mention the saying that goes with it. However many years pass, whatever the distance traveled, Irish people can celebrate their sense of belonging in a community which has spread across the world and whose influence has reached far beyond these shores. And so this is for us to keep as a reminder of the wonderful people that we visited in Ireland. And one more, and this is called the Dublin door. And the Dublin door basically is a commemoration to the fact that the Irish have kind of an interesting little custom. Their doors are painted many colors. They become an icon of Dublin. And it's very often seen on many of the travel brochures. So it is

presented by the Dublin chamber of commerce, in celebration of 25 years of twinning, between Dublin and San José. So those, I have a few more but I won't go into that now. So I really appreciate your help in getting this on display for you and if you would like someone to help you carry those we certainly will. We're happy you're helping us to celebrate and now we can share it with all of San José. Jane would you like to --

>> Jane Light: Thank you Councilmember Pyle. We are working on arranging which display case with little negotiations going on and I believe we'll have it up in the fifth floor near the special collections area. And in addition, we'll be adding the book of Kels itself to the special collection of the university collections.

>> Councilmember Pyle: Thank you very much.

>> Jane Light: Thank you.

>> Mayor Reed: Our next item is the legislative update by assembly member Luis Alejo. Luis, thank you for joining us. We appreciate you taking the time to give us a little bit of an update.

>> Thank you very much, Mayor Reed and, 28th assembly district and I humbly come before you as part of an effort to go to every Board of Supervisors meeting every city council meeting in the 28th district, I cover four different counties, one of the largest geographic assembly districts in the state. So I always feel compelled to try to tap in expertise, develop a connection and regularly check in with our local governments so hopefully I could be a better service representing our cities up in Sacramento. I serve as the vice chair of the local government committee which on think bill that affects cities, counties, special districts, as a lead Democrat I'm able to make those recommendations on those bills but also sit as a member of assembly budget committee and in particular, assembly budget committee 5 which will receive public safety corrections division and our courts as well. But I

would like to come and give a brief legislative report, thank you for having me here, good to see my good friend, Councilmember Campos here, and I'm a proud member of the Silicon Valley caucus where also one of your former colleagues, Nora Campos is working very hard in Sacramento representing the city as well. But I just wanted to talk about some key points that happened this past year and I've been in touch with your Redevelopment Agency, your city staff, Roxann Miller who is your representative up in Sacramento as well because we had some big tough fights and issues that certainly impact San José and the rest of the Silicon Valley that I think were important to come and just check with you on. One of those of courses is this past year we had a big fight regarding Redevelopment Agency. The governor came up with a proposal to eliminate redevelopment. I was proud to be the leading assembly member to push for an alternative that really made a lot of sense. One that had the support of not only of the California redevelopment agency but also the league of cities, different labor groups, environmental groups, even affordable housing advocates, and it was a proposal that we thought helped the governor meet his balanced budget. It was a comprehensive set of reforms as well to address the criticisms, the abuses that happened throughout the state, but also to keep redevelopment as a very important tool for economic development for revitalizing older neighborhoods, blighted areas, cleaning up brown field sites that could be put to good public use. We worked very closely with the city of San José, took a tough vote against many of my colleagues, because I felt it was the right thing to do. I came of local government, I was the mayor of my home town the city of Watsonville last year, so I knew how important it was for redevelopment to create jobs. It was the biggest directives that we got from our constituents. People want to say put us back to work, we want to keep working, and this is an important tool to do that. And certainly here in San José where you've created 22,000 affordable housing units you've brought \$2 billion worth of economic development projects here in the downtown area really shows that San José has been able to do a lot of good things with it. There is criticisms and ways to improve it, and that's why I wanted to do, but unfortunately now it's caught up in litigation, and we should be getting the decision by the court, perhaps in December, but no later than January 15th, as the court has set its time line. If the court rules against the state then we'll be back at the drawing board trying to come up with a proposal that makes sense to reform redevelopment, hopefully keep it as a strong tool for economic development. On the other part that goes along with that is the other proposal that the governor had which is also to eliminate the enterprise zones. And San José has its own enterprise zone. I have two others in my district, in Watsonville and in the Salinas Valley, as well. And the governor again proposes to outright eliminate it without

putting forward an alternative. Oat economic development tools that local communities could use to bring jobs, it's not enough to say just eliminate it, but what else would take its place? And the enterprise zone program provides tax credits to employers who come and set up their company, their business within the zone for equipment, manufacturing equipment to get a tax credit for hiring employees who have barriers to employment. That could be from folks from low income neighborhoods, it could be recipients on CalWorks, veterans, parolees who are trying to get a job, the employers get a tax credit for hiring those folks, and it was intended to help the most disadvantaged in the community, and fortunately on that issue there wasn't the support to eliminate it. And I partnered with assembly member Manuel Perez from Coachella valley. And together we're leading the effort to -- let's strengthen it but don't just eliminate it for cities not to have this tool for economic development. On the transportation front I was very pleased the governor signed a bill I jointly authored with senator Christine Keithel, and it was trying to reduce bureaucratic red tape for transportation infrastructure project. And when you engage in the permitting process, one aspect of that permitting process is dealing with habitat mitigation lands. And usually, it would have to only be -- the only opportunity you had was the Department of Fish and game would obtain the money to manage those mitigation lands. But just dealing with that aspect and dealing with the Department of Fish and game would hold up a project many months, if not even years, just to get that aspect dealt with, with the Department of Fish and game. A lot of the transportation agencies were trying to find alternatives. Why deal with the department of fish and game, perhaps we could do with a conservancy group. We could deal with a nonprofit organization that could be eligible for those funds, manage those lands, and have these projects move forward through the red tape. And that bill was an effort for five years every time it was not going anywhere but fortunately this year working closely with the secretary of natural resources, John Laird, we're able to get a change and looking at this proposal, and got a governor who is willing to sign it into law. So we're hoping that here in the Silicon Valley and down in my Salinas valley and throughout the State of California these projects could move much more quickly delay costs and get those people back to work and those projects as well. Lastly -- oh one other major proposal that went through the legislature today was -- and we hear from a lot of business groups is sometimes the difficulty dealing with the CEQA requirement. They want to set up a business here, or you got a major proposal, stadium proposal for example here in San José, and it gets caught up in legal challenges. CEQA review requirements very costly process. So AB 900 this year didn't touch CEQA but it streamlined the judicial process. So that projects are not delayed for years in court, will still get its review by a judge but it's streamlined,

allows the project to move forward, if there's a legal challenge it won't be delayed for many months waiting for an ultimate decision by a judge. So I think that was a good accomplishment. Again, those projects have proven that it will put thousands of people back to work. And certainly proud to have supported that legislation. And last, then I'll leave. As a member of the budget subcommittee on public safety, a big concern that a lot of communities have is realignment, AB 109. I'm currently visiting different prisons, to find out what is happening inside the prison system. I did a ride-along with parole officers just last week to find out, these are the folks that are monitoring, those on ankle bracelets, to find out why that is not working, along with their jobs, along with the sheriff's department, police department, to really get understanding by those that are experts on the front line, to understand what are the problems, how is this going to work, how are communities dealing with it? There's a lot of questions and I think it's important that as legislators we do our homework, learn from those that are on the front lines but also to have a thoughtful process and make sure we're doing this process right. Because I think an integral part of this realignment is making sure we maintain the public confidence, that the public will not feel that their safety is being put at risk, because then we'll compromise a thoughtful process of how we could do this better. Currently here in California we have the highest incarceration rate in the world. Every year taxpayers are paying over \$50,000 to incarcerate just one person in prison and the California youth authority it's over \$200,000 a year per young offender so the question is it was unsustainable for taxpayers. The budget for the prison system here in California surpasses the entire budget for the University of California system. So everywhere we went, taxpayers saying it's very costly and the costs were only increasing. The prison system was taking over by I think about four federal challenges, to regarding inadequate health care to prisoners and since that took place and went into a receivership costs have skyrocketed in health care. In 2005, for example, prison health care was about \$800 million. Three years later it was at \$2.5 billion. And when you look at those massive costs, you really understand we are paying more as taxpayers for those expenses, that means we have less for our public schools, we have less for our community colleges, our universities, our transportation projects. It is taking money away from our vital services that our constituents expect from us. I just wanted to extend that certainly working with your local law enforcement leaders we want to make sure we're in touch with our local communities and making sure we're not putting the public at risk and that we're doing this correctly and the way it should be done. So with that said I just want to say it's been an honor. I only represent a small portion of San José, I represent the Evergreen area, I go about 150 miles south towards Gilroy, Hollister, Watsonville, Salinas, all the way down to King City. With

the redistricting that will go into effect after November 2012, I will no longer represent the Evergreen area, which I am very saddened to report. I will pick up the Morgan Hill and San Martin and I will pick up the Big Sur area down in the coastal area, as well. But nevertheless, I'm very proud to be part of the Silicon Valley caucus, regardless of any changes in boundaries I still want to work closely with the City of San José and see how I can be supportive of the efforts you're doing and I can't do a good job if I'm not here connecting with you and hopefully supplanting and strengthening the efforts you're doing here briefly. I just wanted to be very brief. Thank you for the opportunity to come speak before you. If you have any questions I'll be happy to answer though. Any time you want to meet with staff I'll make myself available for that as well.

>> Mayor Reed: Thank you for your support on the redevelopment issues. We appreciate that. Can't say that for most of the rest of the delegation. Councilmember Liccardo.

>> Councilmember Liccardo: Assembly member Alejo, I want to thank you for your support of redevelopment. It's been very important for our city. We recognize that the fate of redevelopment is in the hands of the courts but we hope you'll be supportive of efforts if the courts go against us, we hope they do not, we hope that we'll be looking at other ways of expanding tax increment financing whether it's through infrastructure financing districts or other mechanisms to help provide us the means to finance affordable housing and revitalization of urban areas. And I hope we can count on your support to push for new mechanisms that can help stimulate economic growth on the local levels because we recognize that federal and state coffers are empty, and we've really got to do it locally.

>> Absolutely. And I think if you ask any of the representatives up in Sacramento for the league of cities, they will tell you I work very closely with them. It was surprising that my office went out and reached out to everybody. You know we had everybody at the table and folks weren't talking to each other. We brought them to our office and we are all working to get on the same page. And that's why the proposal that I worked with was with the league of cities, the different labor groups, the environmentalists, affordable housing, we were talking to everybody. And

certainly I thought it was the best proposal that in conjunction with the League of Cities, because it allowed us to reach the \$1.7 billion the governor was hoping to achieve in budget savings. It had the reforms that addressed most of all those criticisms that were highly publicized. It kept redevelopment in place. We'll get a decision on any proposals that try address any of the flaws in the current legislation, those two bills, the governor vetoed those because he said I'm going to wait to see what happens in court, so certainly, depending on that decision, we will be back at the drawing table and seeing what is the future of redevelopment and other types of possible avenues for being able to have these economic development projects move forward in local communities.

>> Councilmember Liccardo: I appreciate that very much and I also wanted to thank you for your support of AB 57. It's a very important bill for us here in San José as it is in Oakland. We've got a real problem with lack of representation at MTC, right now San Francisco has one MTC representative for every 250,000 people and Santa Clara County, the largest county the fastest growing county we have one for every 900,000. And we know we need representation at that level, to ensure that we have our fair share of transportation dollars. So I appreciate your continued support for that. And finally, I just urge if you could, continue to advocate, given the committee that you sit in, for increased local autonomy on fees and various revenue-raising measures. Again, we recognize the service is diminishing and really deteriorating significantly at the local level. We're not asking Sacramento to come to our rescue, but we do need to have the handcuffs lifted in those circumstances where residents are willing to step forward and say we're going to pay to ensure that we have these services, and we hope that Sacramento will apply.

>> Absolutely. I would be open to supporting that effort, and also on AB 57, Assembly Member Jim Beall took a great lead on that, putting that forward. It became a two-year bill, so we will be looking at that again next year. We got it through the assembly. Senator DeSaulnier wanted to have some hearings on that, so it's in the senate. But that's where we'll pick it up starting the new legislative session in January.

>> Councilmember Liccardo: Thank you very much.

>> Thank you.

>> Mayor Reed: Vice Mayor Nguyen.

>> Councilmember Nguyen: Thank you, mayor. I just want to chime in thank assembly member Alejo for your commitment and support of San José. I know earlier this year we had a delegation that was led by my colleague here councilmember Nancy Pyle and we had an opportunity to meet with all the representatives who represent Silicon Valley. I have to say you were the only one that actually fold up and fold through with some of the things that we were concerned with. So I hope to continue to build on this relationship and hope that you continue to advocate for all the issues that are important to San José. Thank you for your work.

>> Thank you.

>> Mayor Reed: Councilmember Herrera.

>> Councilmember Herrera: Thank you, mayor. And I also want to say thank you for the support of redevelopment mand as the local representative for Evergreen, we're very happy with the positions you've taken in supporting economic development. You were the only one -- and I called that out on this dais supporting the position you had taken. I think that showed courage and leadership. And I'm still expecting, hoping for a positive outcome on the lawsuit, that's happening now. But would appreciate your continued support in helping cities maintain these tools for economic development. It's vital to current and future opportunities.

>> Thank you.

>> Mayor Reed: Councilmember Rocha.

>> Councilmember Rocha: Thank you, mayor. I'm going to join in and thank you for your advocacy on our behalf especially on the redevelopment efforts, and taking the time to come here today and also taking the time to meet with us as Vice Mayor Nguyen mentioned when we did come to Sacramento. You're very helpful and I couldn't agree more with some of my colleagues comments so thank you again.

>> Thank you.

>> Mayor Reed: Councilmember Oliverio.

>> Councilmember Oliverio: Thank you for your vote on redevelopment.

>> Mayor Reed: Councilmember Pyle.

>> Councilmember Pyle: Thank you for your outreach, this is kind of an unusual thing for us and it's very, very appreciated. I too have great fondness for people who articulate what's happening in Sacramento because it's kind of a mystery to us many times and where you're headed as an individual and what you have done in the way of collaboration to make things happen. Thank you very much much for your involvement. We appreciate it tremendously.

>> Thank you.

>> Mayor Reed: Councilmember Chirco.

>> Councilmember Kalra: Thank you. Congressman Alejo, good to see you again. Your name has come up proproactive in Sacramento, we appreciate the time you tie come here and always being accessible to talk to us whenever we have issues specific to our own districts or citywide so thank you for that.

>> Thank you.

>> Mayor Reed: Councilmember Campos.

>> Councilmember Campos: Well I don't want to be left out. I know I've thanked you in the past for your stand on redevelopment and for the work that you've done representativing San José even though it's a little portion in Sacramento so thank you. And you're always welcome to come to our council meeting to visit us and give us a report, thank you.

>> It's a beautiful building by the way too so it's good to be here.

>> Mayor Reed: You're going to get the last word. I think. You're going do the last word.

>> Mayor Reed and councilmembers, I hope this is something we can go every few months, check in with you and we have many meetings with your staff as well. I know you are very busy. I see this as a partnership and there really needs to be a change in Sacramento with the relationship between state and local government and so some of us are trying to be that bridge and change the dynamic. Next year there's probably going to be 40 new assembly members, perhaps even more. It's the largest class that will ever come in but I think that's where I'm hoping the league of cities could really establish those relationships, with those new members, so we could have additional bridge builders and change the dynamic so it doesn't seem adversarial that certainly as state legislators we should remember our local roots and local government and see how we can be supportive of those efforts and really are a partnership rather than have this adversarial kind of positions that have arisen over the years here. So certainly some of us are committed to working on that. It's a hard task, certainly we think that is the approach that we should be taking up in Sacramento.

>> Mayor Reed: Thank you.

>> Have a good day.

>> Mayor Reed: We'll now take up the consent calendar. There are items on the consent calendar we need to pull for discussion? 2.5, I think the travel report is one. Any others? I have no requests from the public to speak on the consent calendar. Is there a motion? Motion is to approve the balance of the consent calendar. All in favor? Opposed, none opposed, that's approved. Travel report item 2.5, Councilmember Pyle.

>> Councilmember Pyle: Thank you, mayor. I'd like to begin by describing what happened when we went to Dublin, Ireland. Many in our delegation arrived on October 6th at the brand-new Dublin airport which is quite

spectacular. It was built to accommodate a larger population, a bit unusual, but the concept is that over the years, Ireland can grow into the facility. Rather than having to rebuild. Our first meeting, and you'll see some videos, this tells me it's lost. There we go. Our first meeting was at that time national library with Director Fiona Ross. We viewed a presentation of William Butler Yates' works and his life followed by a short tour of part of the library archives where old original books and manuscripts are stored. We also met with Jimmy Deanehan, who is the minister of arts and culture. He is also a councillor. And then we had a wonderful meeting with the Taoiseach, who is the prime minister of Ireland, his name is Enda Kenny, and that was a thrill. The discussion covered a host of topics and lasted an unusual 45 minutes, and you can see at the end of the meeting we are all smiling and happy that we met with him. That evening, a delectable dinner was hosted by Dublin Lord Mayor Andrew Montague at the Dublin city mansion house. A reproduction of the book of Kells was presented to our delegation and I was pleased to show off the O'Halloran, can you bring it down a tad, the O'Halloran coat of arms in the mayor's mansion. Michael O'Halloran was one of the lord mayors of Dublin, and it just so happened that my maiden name was Halloran. It also just so happens that the wife of the City Manager's, her mother is also a Halloran. The next morning -- oh, and here if we can turn it just -- yes, thank you very much, this is the group at the mansion. And we were given a little replica of the meeting, the meal, everything. It was just beautifully done. The next morning, we met at a breakfast reception at the Dublin chamber of commerce and a replica of the Dublin door was presented. A proclamation was also presented, there's a picture that shows a newspaper -- the Irish independent. There we go. The Irish independent newspaper that announced the visit of our San José delegation. Now please note, if you can, I don't think it's terribly clear but it says 8186 kilometers. If you divide that in half you'll know it's about 4093 miles. Next we toured the state-of-the-art Dublin convention center which was funded -- we're not ready for that one quite yet. Which was funded by a consortium of private funders and public funds. I think it's something worth looking into for our purposes as well. That was followed by a tour of the luxurious, stunning, actually, Grand Canal Theater, also built with private funds. On the next day a luncheon was hosted by the Dublin digital hub development agency. I'm not going to have any pictures for a little bit here. Development agency and they made a prerequisites of a master plan which will create a new campus for the Dublin institute of technology and a health services headquarters on an old hospital site with an emphasis of maintaining the classical look of the structures at the same time providing 21st century high tech amenities. It was also a presentation -- and you'll love this -- of the green way, calls Ansléigh in Irish, by Roland Furlong. The

strategy Ireland has evolved to tap into green innovation, funding and global collaboration. Their program mirrors San José Green Vision, and Mr. Mayor, we've been asked to formally thank you for that Green Vision. That afternoon some of us met with Vincent Harrison and Cormick O'Connell from the Dublin airport authority. That evening we saw Sean O'Casey's very compelling play about the Irish struggle, Juno and the Paycock at Dublin's famous Abbey Theater. In the early morning City Manager Debra Figone, Economic Development Director Kim Walesh, Joe Hedges and myself had a breakfast meeting with Lee Lipton from the national airline, Air Lingus. As you can see, we were really pushing. Next came the Dublin Contemporary Museum, held in Dublin's landmark buildings, museums, galleries, and social and commercial spaces. That would be the next picture. There's somebody that you'll recognize in there. Couple of people. And then moving on to the next picture, there it is, the Hulane gallery reception for current and former city-sister members, culminated in a presentation of commemoratives for the 25th year of our twinning. And that's -- that -- we'll stop on the pictures for a minute. On Sunday we toured Glendoloch just south of Dublin followed by lunch at Alvaka, highly successful retail and restaurant spot. On Monday we visited Intel in the Dublin suburb of Lexlip for for a presentation on Intel strategy for expanding business in Europe. Then we go to the next one. Keep going, I mean go back. We're not quite ready for that but we will in a minute. Luncheon at a briefing, that's John Tierney was hosted by City Manager John Tierney at the Dublin stir offices of, we also toured their City Hall complex and at that time a gift of thize relinquish roots project was presented. Now the next step was quite exhilarating. Several of us went on to visit Trinity College. You have all heard about Trinity College, and here you'll see a picture of the interior of the long room. This represents about one-third of the long room. And it's a place where viewing of the original book of Kels, this was a must. And this picture represents -- well I already said that it represents about a third of this room. If you'll notice all the way up are books, books, books. At the very top the wood is rounded and the wood is extremely old. Also it's rounded in the main corridor part where everybody walks. There must be thousands and thousands and thousands of these. When you go to see the book of Kels you have to remember that over a thousand years ago when the book of Kels was written Ireland had a population of, are you ready for this? Half a million people living in fortified homesteads along the coast and the inland waterways. But the book still persists today. And that may be it for pictures. Tim Quigley, a member of our group, and Kay Keeshan attended lunch at the Dublin Rotary Club on the occasion of the club's 100th anniversary. And it was our core sister city's 25th. There will be a subsequent 100th anniversary of the rotary club here in San José I understand, I notice

Shirley Lewis is here and she, if anyone, would know about that. And then at the very end, a farewell dinner was hosted by the City of Dublin at the Edam Bar Restaurant, and it was time to bid farewell to the wonderful people who cared for us. Hugh Fitzpatrick, in the picture, and Peter Finnegan, who is not, were absolutely the best, and we have become great friends over the years. The trip was productive in a number of ways, and our delegation was outstanding. I don't know if perhaps we have Debra Figone our City Manager and Kim Walesh would like to say a few words.

>> City Manager Figone: Actually, councilmember, you are very, very thorough. It was my first trip out of the country on city business and if I would leave with you one theme, it was one of opening doors, and creating opportunity through our relationship. Councilmember mentioned the clean tech collaboration opportunity with Dublin's green way. They're very interested in our clean tech demonstration center and exploring partnerships with us. We met with Intel labs of Europe, again very interested in learning more about our tech, clean tech demonstration center, and then of course, the Irish technology leadership group, Irish innovation center, Kim was a real hit in presenting to about 300 entrepreneurs, with -- at a conference called Silicon Valley comes to Ireland. And again we heard several companies express their interest in establishing a presence in San José Silicon Valley over the next several years. So I think it was very productive and thank you for the opportunity to join the delegation.

>> Mayor Reed: Councilmember Liccardo.

>> Councilmember Liccardo: Thank you, mayor. I can't match that multimedia presentation. I don't have any photos. But I was on vacation in Ireland and we dropped by for a day or two to join the delegation and we had a lot of fun. I wanted to report about China. There was a group of folks led by the private -- really as a private sector delegation, folks from Deloitte, Silicon Valley Bank, O'Melveney Meyers and Colliers, have been participating in an effort to collaborate to bring Chinese companies and Chinese investment to the valley. Silicon Valley Bank -- or Silicon Valley Leadership Group also participated in this effort. And was led by Kim Walesh on our end. We

had meetings with several companies include Guaway, Tiensien, Cathay Pacific, were obviously interested in finding direct routes to San José, and a couple other notable meetings. It was a trip that was far less glamorous and less photogenic perhaps than the one that was just described, but I think we had very productive meetings at what was called a fast 50 conference that Deloitte hosts for the fastest-growing 50 tech companies in China, where we have been trying to engage with entrepreneurs and start to build the brand of San José as a place for Chinese companies to expand. And the Chin Hua Universities Science Parks that also are host to many fast-growing companies in that very fast-growing region. So we look forward to continuing to work on this partnership and hopefully we'll have some good results to report in the matter of a few months. But these are long term relationships we're obviously working on and it maybe longer than just a couple of months. Thank you.

>> Mayor Reed: Thank you. That's the travel report. Is there a motion to approve? I have a notion approve the travel reports. All in favor, opposed, none opposed, that's approved. Concluding our work on the consent calendar. Next is the report of the City Manager, item 3.1.

>> City Manager Figone: Mr. Mayor, I have no other report today, thank you.

>> Mayor Reed: Item 3.4, agreement with standard insurance company for life insurance, voluntary supplemental life insurance, et cetera, et cetera, for employees.

>> City Manager Figone: Mr. Mayor, staff is here to answer any questions. The information is in the packet.

>> Mayor Reed: All in favor, opposed, none opposed, that's approved. Taking us to the main event of the day, which is item 4.1, envision San José 2040 general plan update. We will have a presentation, before we get started on that, let knee just remind everybody of how we're going to handle this. This afternoon is more of a

study session. We'll have however much time we need to get up to speed and hear from members of the task force, et cetera. We will not take action this afternoon although there are people here who wish to comment on the general plan. We'll take public testimony this afternoon. We will conclude the hearing this evening when we will vote on a variety of things and take any additional public testimony for people who didn't have a chance to testify this afternoon. There will be not only a staff presentation but presentation by members of the task force. Let me kick this off by making a few on comments. I had the pleasure to serve on horizon 2000 task force, as a member of the task force. Quite a few years ago. And then I got to co-chair the general plan 2020 task force with Trixie Johnson. And I'm deeply grateful that I didn't have to serve on this task force. Because looking back, every time we do this the workload seems to double from every previous iteration. I know the complexity of a city of a million people and a 30 year plan and the amount of work and the amount of issues is daunting. So I really want to thank the people who served on the task force, who put in the time, but particularly our co-chairs, councilmember Sam Liccardo and Shirley Lewis, whom you'll here from in a minute, vice chair David pandori, and former Vice Mayor Judy Chirco and Councilmember Pierluigi Oliverio who served on the task force. But there was a huge staff effort. Every department in the city I think at some point had to assist in the work of the task force. But I especially want to thank some of our I guess maybe I should call them long suffering staff members, I'm not sure if any of them have been through all of the general plan task forces, I think nobody has been all the way back to earlier years. But nevertheless, this was a lot of work and took a greatly professional commitment to do it. Obviously, Joe Horwedel, Laurel Prevetti, Andrew Crabtree, Susan Waldham and Manuel pineda, all deserve particular thanks, in addition to many, many members of their departments who also served along with members of the community, and lots of representatives from stakeholders, developers, property owners, and everybody else. It was a vast effort which is necessary to get a kind of a general plan we have that truly represents the community, has community by-in and can have strong, solid council support for many years. Because we will be working with this document and this plan for a long time. The other thing I've learned over the years is the vision part is the easy part. So the envision 2040 as hard as it was, four and a half years of work was the easy part. That the implementation is hard. And I will give you just one example. Through all the general plans I've been involved with, having a jobs-housing balance has been a core principle, a central tenet, a main item, a big goal, whatever you want to call it, it's been there. And we haven't solved that problem yet. This particular plan does contemplate doing that with a lot of different ways, but the implementation is

difficult. Because there are a lot of factors that make it difficult for us to carry out what we have in the way of aspirations. But it is great to have that community vision, that is shared by the council. And the staff, so that we know where we're trying to go notwithstanding the difficulties that we face along the way. And undoubtedly there will be many over the next couple of decades that we are operating with this plan. But I'm very optimistic about the work that was done, the quality of the plan and our ability to deliver on the implementation. So I'm looking forward to this. I'm sure I'm not looking forward to it quite as much as Councilmember Liccardo is, because he's looking forward to getting it behind him, getting on with the implementation phase, knowing it can't be possible to be harder than it is, but I'm telling you it's harder. I want to turn it over to Councilmember Liccardo who is the co-chair.

>> Councilmember Liccardo: Thank you, mayor. I want to reserve the bulk of my remarks for this evening, but I want to thank my co-chair Shirley Lewis, vice Chair David pandori and the extraordinary planning staff we had. Many members of the community view this general plan as Rorschach test, that is, steer the many cats that we are into a direction that actually gets us to a plan. And although it was a lot of steering, and a lot of work, I really want to thank all of you for your leadership, and your hard work at making this happen. I want to thank my colleague, Pierluigi Oliverio and members of the task force who are here, and I know many more will be coming this evening. This was an extraordinary group, really represented the best and the brightest throughout the community and some great insights were had every meeting. Although I'm sure Pierluigi and I would be happy to give up on a few meetings but certainly I didn't walk away from a single meeting without having learned something from my colleagues there around the table. I also wanted to commend planning staff for their award winning efforts. I think they won a national award for community outreach. This was an extraordinary effort of the San José community, with the aid of innovative technologies like Wikiplanning, they really did a great job in reaching out to the community, and I think we have a better product as a result. So thank you Mayor for naming me to the task force, or for nominating me, and thank you, Councilmember Oliverio.

>> Mayor Reed: Speaking of Councilmember Oliverio, I would like to give him a chance to make any opening comments that he has since he served on the task force, lots and lots of meetings.

>> Councilmember Oliverio: Thank you, mayor. I just wanted to say thank you for the council and yourself for allowing me the opportunity to serve. I actually enjoyed the whole process. I would look forward to serving again as a private citizen ten to 15 years from now, whenever that might come up, and I want to thank all the councilmembers for regularly sending council staff to the meetings. And those council staff that attended the meetings over the past couple of years have kept their councilmembers in tune of what's going on with the general plan, so there should be no surprises that this was the expectations of our general plan coming forward and of course all the task force members and planning staff under Joe and Laurel. Thank you.

>> Mayor Reed: And with that I would like to turn it over to Joe Horwedel, Laurel Prevetti and Andrew Crabtree are going to start the staff presentation.

>> Joe Horwedel: Thank you, mayor and city council. As you're well aware this is a major event for the city. This is the future of where this city is heading, and I think work of the task force really has helped not turn the direction of the city in a different direction, but really, make us more focused on how we want to achieve the goals that we've long talked about. Arcane things like jobs to employed resident are hard to resonate until you have had the series of budget years that we've had as a city and it begins to crystallize. The task force and the city recognized that heth this needed to be a jobs plan for the city. We really needed to focus on our economic development strategies, so those types of things are really woven strongly into this plan. We still achieve all the things we've done in the past about protecting hillsides and being smart growth. Those are all still there in the plan. But it is one I think does put a much more focus to that. It is really kind of a sobering numbers when you look at how San José will grow in the future, that today we have a little under 400,000 workers in the city. We're planning on taking that up over 800,000, in order to achieve our economic, financial success in this community. We're still going to provide a tremendous amount of housing for the region. We're not shying away from that goal, that

responsibility. But we are with this plan really being focused about how that happens. And we're doing that without increasing the square footage or square miles in this City of San José. Which is an impressive feat, when I talk with my colleagues around the country they are amazed with the goals. How we went about doing that, we still have stayed focused on our major strategies, we're going to talk through with the council today just the foundation of how this plan came together. Next one Andrew. And when we talk about those impressive goals, Sam, you talked about the community outreach and the high technology. One of the most fun pieces of this process, the picture you see up often this screen, is when we sat down with the community with a simple many plastic lego brick, we asked the community where would you grow, where would you put the bricks for the City of San José in the future? It really was an empowering moment when you saw kids getting that concept, when you saw adults getting that concept, that we needed to look and plan differently how the city grew. I think the success of being bold as we have with this plan but having it based on a good solemn foundation, I think, was a result of common sense and helping people out in the neighborhoods really recognize that it was possible to do great things by those little steps so next. This plan is one that we listened a lot to the community, to the development community, the council, talked to property owners, financial people, about how do we go build this plan. And the one thing we did really come away with is, we needed to be clear about what our goals were, but we needed to be flexible about how to achieve that. And this is a jobs plan. We provided a tremendous amount of flexibility, more than we have ever done before, about how jobs can occur in this city. It will take some implementation going back through our zoning code to clean up some things there to make that work. We've tried to be very specific about neighborhoods, that residents really should not have to worry about a large residential project or office project popping up in their backyard. So we wanted to give certainty and confidence to the community. It's also a certainty and confidence to the development community and the financial community. That they knew where they could invest, and that we would give them an easier path to get there. So there is some work for us to achieve that goal. I think this plan really sets that direction in somewhere it's never been before.

>> So as you've known we have four of our task force members joining us. Next will be Frank Jesse who will talk about the two major strategies. We'll also have Shiloh Ballard and Jim Zito join in the presentation and also, at the end the task force members will make some concluding remarks for the presentation.

>> Thank you, Andrew, thank you for the opportunity to present the plan that we've worked on these past four years. What we really want to continue to do is outline some of the key elements that drove our deliberations. And the conclusions that are then represented into this plan. This slide here we want to reiterate to you that the plan focused the growth of 470,000 new jobs and 120,000 new housing units at strategically identified locations to maximize the environmental physical and financial benefits with the city's current benefits the capacity San José could grow to 840,000 jobs and 43,000 dwelling units in total. I want to make a comment there, that we went through quite a long iterative process working with economic advisors to really see what the right balance was and through that iterative process we explored several different ratios and then concluded the best trajectory for the city so we could balance these goals that we are identifying for to you. So the resulting effort here directs most of the planned growth into the downtown, North San José specific plan areas to the areas located along transit, BART, light rail, bus rapid transit corridors and station areas, commercial centers and neighborhood oriented villages. It is also protects the character of the city's established residential neighborhoods. We had the pleasure of a great deal of participation by the community, and we really were able to tour the neighborhoods and understand those values to make sure that we were embracing them properly. The plan provides for development of new services and amenities in proximity to those existing neighborhoods to build complete communities. While keeping those goals in mind we also sought to strengthen San José's urban green belt. Maximize access to transit and other service for San José's new residents and employees. In the overall thoughts we also determined that it was best to preserve the mid Coyote valley and South Almaden valley urban reserve areas for the duration of this draft plan period. Next slide, please. The envision San José 2040 general plan supports and promotes San José's growth as a regional center for employment and innovation, again, by planning for 470,000 new jobs and a jobs-employment ratio of 1.3 to 1, providing greater flexibility for commercial activity, that thought being based on careful analysis about the viability and economic implications of our decisions and supporting job growth within the existing job centers. We also identified the ability to add new employment lands, we designated job centers at the regional transit stations and also ensured that we would be able to continue San José's celebrating of the arts and the culture that is unique to San José. Thank you Andrew.

>> Thank you again, my name is Shiloh Ballard and I was one of the envision task force members and thank you to the mayor for appointing me. I'm going to talk about the urban villages strategy. And as you heard Frank mention, there were a couple major questions that the task force was charged with anxious. One was the overall numbers, how many jobs, how many homes. The other was, where and how will we grow. And in answering that question, we really liked the notion of urban villages. We established 70 urban villages. These are places where we'll have jobs, housing, retail, all in one place. And in the right place. And these urban villages are envisioned to foster density that can support aggressive mode-shifts and traveling by ways other than just an automobile. One that's near and dear to my heart, good, quality design, making places where people actually want to go and spend time. Places that will catalyze the development of existing shopping centers and also very important in accomplishing these urban villages we settled upon this urban planning process which will be a community based process for each of these urban villages where we engage the surrounding residents and neighborhoods. And then the next one is streetscapes for people, which is a big stretch for me, if you know that I'm a huge cycling advocate. Complete streets is the notion here, we talked a lot about, as I mentioned before, an aggressive mode shift. Planning the city around people and not only cars. And that doesn't necessarily mean that we're going to be banning cars throughout the city. Quite the contrary. We're simply going to be trying to plan for cars in addition to all the other ways that people can get around. Bike, walking, transit. And so this notion of complete streets is one that we really, really gravitated towards and felt strongly about.

>> Thank you. My name is Jim Zito and I want to thank the city council, staff, for the opportunity to serve on the task force and also to speak today. And also commend staff for their outstanding work and the pleasure to work with them over these four years. One of the major strategies was to provide and maintain a fiscally strong city. That would promote a fiscally strong city in allowing for high quality municipal services and acting as an advocate for regional policies that promote the strengths about diverse and successful population. The draft plan incorporates the City's employment and, preservation framework and other policies that promote the City's financial health which would establish standards for the delivery of these services through carefully managing and preserving the existing fiscal resources, and the ability to scanned those fiscal resources, encourage the cultivation of increased resources, and focus new growth so as to minimize any fiscal impacts on our general

funds, et cetera. Next slide. Another strategy is to create a place there. In other words, destination downtown. Plan recognizes the city's downtown as the symbolic, economic and cultural center of San José and supports a significant amount of job and housing growth within that downtown area creating a place there. The draft plan policies address how the downtown would be a unique urban destination, would be a growing employment and residential center, and be the cultural center of Silicon Valley. Next slide. We also recognize that we share the environmental and the space with natural resources. That the plan would promote access to the natural environment, and be favorable, and a favorable climate, excuse me, as an important strength for San José, and a reason for coming here, and promoting business and family growth here. And accordingly, include the policies that emphasize building a world class trail network, strengthening the green belt, adding parks and other recreational amenities to the existing and new populations and promoting the Guadalupe park and gardens as the City's most prominent urban park and structure. Thank you.

>> So the final two major strategies in the plan are both items that are really new to our City's general plan and new concepts in general, in terms of planning. The first is that the plan supports the physical health of the residents of San José. And in doing that, the land use and transportation diagram supports walking and bicycling, physical activity, as we have policies in the plan that promote access to healthy foods whether that be in grocery stores or farmers markets, and also, support backyard agriculture as an activity and a way to access healthy food in the community. And the 12th of the major strategies including the plan is the idea of their -- of a major review by the city council every four years, that's tied to the phasing. The plan includes a phasing plan, and this is an opportunity for the council to look at how the plan is progressing, look at key measurement indicators that are included in the plan and make decisions about how to continue the plan's implementation. Now, I'll speak briefly to some of the questions or key topics that have come up in the last few weeks. And just highlight some of these aspects of the plan. As we've noted, the plan is focused on job growth and the question has been, what -- how does the plan do that? We also have a question about how much residential capacity does the plan provide. How will we proceed with planning these urban villages? What are the provisions in terms of flexibility for pipeline or nonconforming projects, and what will we be doing to implement the general plan. So as noted the plan is -- supports a very ambitious amount of job growth for the city. And this really does reflect a change in the way we're

using land uses in the city, sort of embodied within the plan. We did incorporate the employment lands preservation frame work that the council has adopted previously and we also looked at ways to provide more flexibility for economic activity to occur throughout the city. Sort of responding to the changing nature of those types of activities, whether it be Internet based home businesses or other opportunities to provide retail closer to where people live so that they can walk and have greater access to that. The question has come up as I noted about, as we have a job-focused plan do we still provide for housing? And the plan supports about 50,000 housing units out the door. That's quite a bit of growth, just given the current rates of the housing production, that should last us for several years. But the plan also includes opportunities for the city council to revisit that every four years and make decisions about do we need to provide more capacity or in different locations? There's also some flexibility built into the plan as to where that growth might occur. In terms of the village planning process, we've discussed this with the task force quite a few times and conclude that it was important to have a planning process for the villages included in the plan. So that we could really get down to the fine detail working with the neighborhood in terms of how to make the new density and growth fit in, in a way that was consistent with the neighborhood. We have been successful in getting grant funding for our staff work, to begin on those -- on some of those village planning. We have plans funded or underway for about -- for the majority of the first horizon, the first phase of urban villages and we're already working on some of the city horizon 2 and 3 urban villages as well. In terms of flexibility, there was -- there are policies in the plan that address pipeline projects, projects that were on file at the time of the general plan's adoption, or anticipated adoption. As well as projects that perhaps had zoning approved but stalled in the implementation of that zoning due to economic conditions. So there are policies that address that that have been through several rounds of review with the development and stakeholders are interested in how those policies will be implemented. And then just speaking lastly to implementation. We view this as a general plan that will enable the city to pursue various policy and initiative goals that we have. This is the framework or it's the document that we can look to and say that as we go forward with this economic development initiative or permit streamlining activity or whatever it might be, the general plan provides the support, this is something that's important to the city, we have the policy framework there to support these things. So you should be seeing zoning ordinance and policy updates coming before the city council in the near future that tie back to this general plan and say this is how we're implementing it as we go forward. And of course the development review process and projects, continue to be reviewed, will continue to come to the city council as

the zoning ordinance establishes that process and you'll be seeing those as well. So with that I'm going to give each of our task force member guests an opportunity to make concluding remarks. Start with Shirley and then go from there.

>> Good afternoon. Mayor you mentioned how this got longer and longer each time. You didn't really mention about how long it was. When you first asked about my serving as co-chair, I think I was expecting it to be about two years.

>> Mayor Reed: I think I low balled it Shirley, sorry.

>> You low balled it. And as I told the task force, when we started out I had a great grandchild who was barely walking who is now in kindergarten. So four years is a long time, and I think this task force is to be commended. I do think that the length of it probably caused us, for some of our task force members, to not be able to stay with it as well as they could have. If we could have done it a little shorter. But the task is done. I want to emphasize to the councilmembers the importance of the general plan. When anybody ever talks to me about wanting to become an elected official, especially in the city, I always say there are two documents you need to read: One is the general plan, and the other is the budget. And they both have very direct relationship to each other. Because the general plan is the vision, and how you use your budget can determine the implementation. This plan is really extremely unique. Every general plan that has gone has always really focused on moving cars. And this is the first time that I think we've ever focused on how do we move people? How do we get people from place to place, whether that be by transit, or by bike, or by walking. It really creates a much more environmentally sound community, a community in which I think people can relate better to each other and I think there are a lot of elements of this plan that will serve this city well. So it's very important as we go forward that we do everything we can to make sure that it stays in place. One of the things that you heard mentioned is, there will be a review every four years, the intention of that is that as we have a change in leadership, that each time we bring this plan back before the new leadership so that they are aware of the work and the commitment and why the vision is what it

is. And I think that's just extremely important that we not lose that as we go forward, because it's very easy, as leadership changes. The plan's not perfect. I'm sure that we'll find that there are some elements in it that still need to be worked on. And a general plan is a living document. But it is one that we should stay committed to, and I think that as we identify some areas, I think one area we would have liked to have spent more time on was identifying some parcels of land that have -- are designated for jobs that have become isolated because they are surrounded by housing now because of past practices of the previous councils. But I think those again, that might be another task. You may want to get staff in the future to really identify those parcels and look at it in a whole. Let's not look at it piece by piece but identify where those parcels are and are there some that still need to be attended to. Implementation will be the real important thing here. It is very clear that implementing it can be a difficult task. And as staff has stated we have already begun the process of developing the urban villages. One of the best urban villages we had developed was actually developed by 100 community members in the five wounds church area, and who were assisted by students and staff at San José State. So I think we should look to some of those avenues for any kind of assistance that we can give. Plus I think that as we go forward, we need to be conscious of the fact that we, as a governmental agency and a community, may say this is our vision. But we do rely on the development community for implementation. The private sector is what will help make this happen. So I think it's very important that we create an atmosphere, a partnerships here where we work very closely with the private sector in going forward and be sure that we facilitate in any way that if they follow the plan, they will have the opportunity to develop and to be profitable in our community. Thank you.

>> Thank. Frank, did you want to make some comments?

>> Thank you very much for the opportunity to just express a few other comments. I emphasize in the presentation of the slides and I just want to underscore that this has been a highly iterative process that included the community, that included many comments from those that were attending the meeting other than the task force as well as a lot of dialogue among the task force members. And the purpose of that was to really carefully examine all of the aspects, including the economic and work force changes that we're seeing as a region, and

what implications that would have on our land use to business needs and the implications of those decisions. Pursuing that also involves then the test fits and really examining in great detail what were the implications that we were implying, and some of the decisions that we were make. So the bottom line was that we wanted as Shirley emphasizes a flexible adaptive plan that will serve the city well over time. I again want to underscore my appreciation for participating in this task force. Thank you very much.

>> Thank you, council. Once again I want to thank the council for their insight and guidance. I also want to thank the community and the community leaders who engaged the process over the four years. There was an amazingly insightful and dedicated group of community leaders who were there as much if not more than some of the task force members and gave a tremendous amount of their knowledge and of their talent to assist us in putting this together. As what typically happens when you bring 30 people together, on a task force, we get very enthusiastic and try create all things and boil the ocean and we wanted this general plan to be the compendium of all knowledge and experience of everyone in this city, all in one document. But fortunately, Sam and Shirley and Dave grabbed our ankles and dragged us down to earth many times and said we have to stay on focus and do what we can to create a document in our lifetime. So with that, right, with that, it was a tremendous effort. I really have to commend staff and I've said it once, I'll say it over and over again, they've done so much and through the process, had unfortunately suffered many hits if you will from a budgetary perspective and have to do so much more with so much less resources but still came out with a stellar product and so they deserve a tremendous amount of effort -- I mean credit for their efforts. Two pieces came out that didn't make it into this compendium of knowledge that I'd like to comment on and one is the riparian policy. Several times what we have done is allude to it. It is mentioned a couple of times. But while we did try boil the ocean and get that in there it was essentially stated that the city council needs to revisit the current riparian policy and really put some good solid lines around it and some teeth into it and make it something that can actually be used as if you will a primer for the developers and the community to understand how that can be applied. Right now we feel that it has some very good -- how can I say -- principles in there but the applications of those principles is up for interpretation. Secondly is, again, when things tend to go on for longer periods of time, people's lives change and since my election of the board of trustees of the Evergreen school district I've become very sensitive to consume district impacts. We've introduced

a very important concept here, the urban village, very important concept, very you know industry I guess you could say industry or vinyly leading, civic leading concept. But one thing to understand and I think it may not be well-known, it may be to some of you, but school districts get their funding from a square footage formula. It is a square foot of the residential properties that fund their ability to expand and accommodate the residents that will take advantage of those services. As we shrink the residential footprint and have you know maybe four, five, six people in a family that are now occupying a 1500 square foot home versus a 3,000 square foot home because that's available the funding to the schools are less even though they're servicing the same amount of students. So my only point is there while the state has their rules and regulations on how funding is done, ask the question when development comes to an area and ask the school districts to be pre-stakeholders and invite them to -- they may not know they have an opportunity to speak and to have an input. So ask the school districts to participate, to be stakeholders and ask what impact having a particular development would have on their district and seize if, with all the combined knowledge with the district and the developers, they can come one a solution that accommodates everyone equitably. And finally, the ability to make this document stand the test of time. We understand the environment changes dramatically, and financial issues come in and out. But we'd like to know that it's possible, that something that we've worked on so long and so hard would actually withstand the test of time and know that it was done with a lot of thought and a lot of input from very, very talented people and again thank you very much.

>> Thank you for our task force members who participated and with that we conclude our report. Thank you.

>> Mayor Reed: Thank you, I know we'll have council questions. But we'll get the public testimony, we have people who served on the task force and others who want to raise issues. So let's do that before we get into council comments and questions. Come on down when I call your name so you're close to the microphone. Laura Fultz Stout, Sue Gray, William Steele.

>> Good afternoon, mayor, councilmembers. My name is Laura Fultz Stout, and on behalf of the American lung association, I appreciate the opportunity today to speak on the innovative envision San José 2040 plan. I'm also excited to be here today. I was born and raised here in San José. I'm recently back in the Bay Area to be near 50-plus family members, multiple cousins and they mostly live here in San José. So I'm really especially excited to be here. And this is just my first council, not my last meeting. To continue the American lung association commends the City of San José for the extensive work on the general plan, and for your leadership and commitment to improving the health of the city through sustainable smart growth, land use transportation policies that reduce the need to drive. The plan will lead to healthier residents and reduced rates of chronic disease and premature death. We especially appreciate the city support for the development of first of its kind community risk reduction plan which is also known as CRRP. That will be developed over the next few months. The American lung association is committed to healthy, smart growth to protect Public Health, reduce the burden of disease caused by air pollution and global warming. As you know the community risk reduction plan reduces exposures to air pollution and toxic air contaminants from new development and especially development near roadways. This will protect this plan will protect our most vulnerable residents which are our children and the elderly. And those with chronic lung and heart disease who suffer traffic pollution daily and are at risk from premature disease and death from those exposures. I'm sorry to bring bad news about according to the American lung association state of the air report in Santa Clara County --

>> Mayor Reed: I'm sorry, Your time is up.

>> Santa Clara County received an F.

>> Mayor Reed: Sorry your time is up. Sue Gray, William steale if I'm reading it right and Rosalyn Dean.

>> Hi, thank you for the opportunity to speak. I am a property owner, Shirley mentioned isolated industrial parcels that are currently being -- we've been surrounded by housing that went up in the last few years. And I'm not a public speaker so I just prepared a short little thing to read. I'm one of eight children who inherited the property on Campbell avenue when my father passed away in December. For 40 years we had a wholesale plumbing supply business at this location. When we began on Campbell avenue we were surrounded by canneries and food packing plants and that's all gone now replaced by upscale housing. My father had an opportunity to sell to Robson homes when all the zoning was changed from industrial to residential. In his age, 78 at the time, he didn't have the energy to move the business. He still wanted to come to the office every day and he did so until the time of his death. Now there is no one in the family who has the desire to continue in the business. And in this economy, there is little chance of having anyone buy it, especially in such an unsuitable location. The large flatbed cargo trucks that bring in water heaters, copper tube and shipments of cast iron pipe are incompatible with the elegant homes that are just next door. It's unsightly and worse, yet the liability of large trucks and small children and pets don't mix. The original building is over 70 years old and has outlived its productive life. What I see in the near future a blighted boarded-up magnet for taggers and vandals. The back of our building is covered in graffiti and all the windows have been broken. There won't be any jobs preserved when this building's empty. Preserving jobs is an initial goal but there's already numerous empty industrial more suitable sites that are empty now due to lack of demand. What continues to be in demand is housing located near transportation hubs. Our location is within easy location of walking distance of buses, CalTrain and the future BART station. Before implementing our 2040 plan please visit our site on Campbell avenue. I think you'll agree that its highest and best use the residential.

>> Mayor Reed: Your time is up.

>> Okay. Thank you.

>> Mayor Reed: William Steele, Rosalyn Dean, Nancy hickey.

>> Thank you for the opportunity to speak this afternoon. Thank you to staff and council and the task force for all the time, effort and energy they've put into this 2040 plan. I think from an overall perspective, it's a tremendous plan. The village concept is wonderful, and the concept of preserving employment lands is laudable. But there are some broad brush areas that are being put in place with this general plan and as Sue Gray just alluded to, there's some mixing of industrial and residential uses. We've seen an erosion of demand for manufacturing here in the valley due to the high cost of operation, and I think mixing things like trucks and children volt tile chemicals that go along with manufacturing, noise related night shifts, doesn't match well with sleep patterns and desires of residential communities. And so I would urge the council and staff to have an intermediate period of time before 2013 to review some of these isolated parcels that don't match well with the surrounding communities. Thank you.

>> Mayor Reed: Thank you. Rosalyn Dean, Nancy hickey, Jill Amon.

>> My name is Rosalyn Dean and I'm here representing the coalition for a downtown hospital. We're encouraged that the need for a future hospital in San José was recognized and included in the envision San José 2040 general plan. Although we advocated for a more specific land use designation, the manner in which it is designated is a forward-move. We strongly people, as the population grows, as the medical services involve, as San Joséans age there will be a need for more appropriate hospital services especially for the downtown community. Now, the City of San José does not do hospital. That's the county's responsibility. But the city does have responsibility to health and safety. So can advocate for, encourage an even urge for appropriate services when there is a need. Now, as the general plan comes into being, it's over a long period of time. You probably won't be city council anymore and I probably won't be here. But the fact that it is in the general plan does help point us in the right direction. So I thank you for that. [applause]

>> Mayor Reed: Nancy hickey, Jill Amon, Eric Schoennauer.

>> Good afternoon, my name is Nancy hickey. I have been a downtown resident for 37 years. And an active member of coalition for a downtown hospital, for the last 12 years. The untimely closure of San José medical center in 2004 has impacted and continues to impact us in terms of extended wait times at emergency rooms ever other hospitals as well as in other ways. We are increasing our residents population at the same time as vital services for that population have been going away. At the recent city-county joint meeting it was stated that our hospital capacity needs to be increased very soon. I ask our council to please keep that in mind in its future consideration of adequate sides for reinstatement of hospital services in the downtown core. Thank you.

>> Mayor Reed: Jill Amon, Eric Schoennauer.

>> Mayor Reed, members of the city council, my name is Jill amon, I live at 22170 Alamitos Road in San José. My home and business are also in San José. We ask that you support the pipeline language as recommended by staff in this supplemental memo. My husband and I are not developers. We are small investors with a small four-home project on a residential land on an infill location within an existing residential neighborhood in Almaden Valley. We are replacing an existing blighted residential property. We have been talking with the city and working on my project for nearly a year. We have spent \$200,000 so far. Therefore it is critically important for us that the pipeline be adequate and allow a project like ours to finish the process and be heard by the council at a future date. The city staff has the pipeline language right in their supplemental memo. We hope you will support it tonight. We thank the city stave and the council for working with us and to make our small project in our vex in really sometime soon. Thank you.

>> Mayor Reed: Eric Schoennauer.

>> Good afternoon, Mayor Reed, members of the city council. My name is Eric Schoennauer. I come before you today only on behalf of my clients, the Brandenburg property, Barnes Lane project, and the flea market. It is very exciting to contemplate the big vision of the city in 2040 and I share in that excitement. But we have to keep in mind that the document becomes a working document, 30 days from now. And it impacts existing projects that are in the implementation stage, it impacts applications that are already on file with the city. So we are hopeful that the council will adopt the staff recommended language as it relates to the near term flexibility. The staff recommendation is found in several different parts. There's an original memo of recommendations and then there's a supplemental memo with recommendations. We hope you will support all the staff recommendations in those 2 different documents. Thank you very much.

>> Mayor Reed: Thank you That concludes the comments for this afternoon on this. We'll have some opportunities for others to speak tonight. Who weren't here this afternoon. But we do have some time now for councilmembers to ask questions and comment on this before we make decisions this evening. I'd like to start by going back to a comment I made in the opening, that's about the implementation piece. And I can't help, as we look forward 30 years, to think about the previous 20-some years that I've been involved in this planning process, looking at our jobs-housing goal. It's really the holy grail that we've been chasing it for so long. I'm wondering what policies, what zoning ordinances might need to be changed, the last slide on the implementation slide, that what you're contemplating bringing back to the council for changes on the implementation slide? Because I'm thinking of North San José which, when I first came into office as a councilmember, we realized we needed to increase the industrial capacity of North San José and we embarked on what I think was a five or six-year effort to change the North San José policy. But looking backwards ten years in as much ways the policy was a success and in other ways it was a complete failure. I would say that considering it was to facilitate job development and job growth it was a failure. Because I don't think there was a single new job development in North San José that was within the policy in the last decade. I'm thinking about Brocade, but that is the one development that I don't think was facilitated by the policy. The America center was built and entitled before we changed the policy. So that causes me to wonder maybe we need to look at this policy. If the general plan is a jobs plan and a jobs first plan which is

kind of the way I take it, we have to look at our individual policies to see not just if they are good plans, but how are they working in the real world? And what there about our policies that are in the way of the general plan being implemented? And the specific example I can give you in North San José, is Perry Arillaga would like to build 1 million square feet, that would require about a \$13 million traffic impact fee. A fee that I don't know if anybody else has anything like that, but it's clearly an impediment to their decision. How important it will be in the greater scope of their other projects, I don't know. But I do know we're not getting new developments in North San José. The good thing is, we have about 16 million square feet of vacant space, office and industrial, it's not all in North San José, and that's how much we have in the entire city. So we have capacity built for probably 50,000 jobs, but we're talking about another 400-some-thousand jobs. So at some point we've got to build some more stuff. And if our policies are not helping us, but they're in the way, then we need to look at those policies. And I would say we need to look at the same thing downtown, because if you look at what's been built downtown in the last decade, not way in the way of jobs. We have the river park towers 2 and that was entitled 20 some years, I think, they finally got around to building it, but the rest has been residential. Those are great, we are happy to have them. But if there are policies downtown that we could look that like that would facilitate job growth then I think those are the kinds of things that we need to take up. Otherwise the general plan is just that, a plan and doesn't get implemented. Because I think the jobs -- housing balance is the most difficult part of it. And what I don't want to do with this general plan is just facilitate more industrial conversion, where all the other reasons that we've seen over the last couple of decades, without getting jobs. So that's one concern I have. And I wonder if staff has a list of these zoning and policy updates that they have in mind when you're talking about implementation actions?

>> Joe Horwedel: Mr. Mayor, I'll have Laurel talk about the ordinances. But I think the bigger question you asked there was I think we as the administration really needs to be thinking about. And that is, what is it that we can really do to bring about job growth in the City of San José? So certainly we're talking about the land use here. In North San José we created the area development policy and it does have the \$12 a square foot traffic fee and it's one that a number of us have been talking about. Is there something we should do similar to what we just did last year with the housing in North San José to basically put an incentive to bring people off of the sidelines and to get

a building understand construction. To reduce that fee and for -- you know, if you build in the next two years it is 5 bucks a foot, which would be commensurate to where most people are to see if that moves some projects forward. So that is something that we do want to come back to the council and explore about how that might work. The larger issue, as we've done the cost of development survey and look at our competitiveness for different parts of the cities, we have seen that certain parts of our development portfolio, we are at the top of the market for our cost structure. And if jobs are our highest priority, I think there is a rationale for us to go back and re-look at that. What we go and charge to new job-type development, and to really think about what are our goals, is it around jobs, is it around General Fund revenues, is it around tax increment. And really have that discussion, and then let's align the organization and all of our policies around that. We've never done that before. I think some of the implementation things, I think coming back to the council here in the next couple of months and having that conversation I think will help going into the budget next year will be strategic. But there's a part of ordinances, there are also things that we want to work on that I think are near term around that. Laurel.

>> Laurel Prevetti: Thank you, Mr. Mayor, excellent question. Staff is actually currently working on a series of small ordinances that we hope to bring to you before the end of the calendar year to essentially streamline a lot of our permitting process. We're finding in our permit center that very minor change to nonresidential property causes the need for public hearings and use permits, et cetera. So we are coming forward with -- to you by the end of the year with a series of things that would essentially deregulate, we still need an over the counter permit but no neat for a discretionary move on. We are also looking at the low hanging fruit as it pertains to the sign code, particularly skyline signs, freeway signs and the pilot program for digital signs. So we are moving those series of ordinances as well. Of course it is not just the capacity within the planning office. It requires the partnership with our city attorney's office, so we are working creatively to figure out how, moo moving forward. We have short term ordinances and we have a program for the rest of the calendar year for 2012. We also are starting an information memorandum to outline what that work plan looks like so that way the public will have the benefit of those ideas and of course council in its February time frame may be considering priorities again for other ordinance ideas that have come forward such as through the Rules Committee, thank you.

>> Joe Horwedel: And the last thing I would add to that, one of the things we saw on our city-chamber trip to Portland this year was how the city of Hillsboro worked with Intel in doing their major facility and how they worked with other facilities up there. And so staff has started looking at are there things we could do in the zoning code to put some provisions within the zoning code about how buildings would be situated on the property and really then turn it into a nonpublic hearing to go build a 100 or 200,000 foot building, is that if you did X, Y and Z, literally you would move to a building permit process. So we're really taking that challenge that we saw up in Oregon, how did we get through and get out of the way of the things we want and really make that happen we're looking at that also.

>> Mayor Reed: That was one of the interesting facts that I learned in Portland about the Intel facility and that was I think the total permits and inspections for the existing building, it's a big building, the existing building for Intel was 25,000. 25,000 permits and inspections. That's a lot of work and a lot of complexity. But of course they're putting up another one now, so I guess they'll continue on that route for a long time. But the importance of that permitting inspection process is really critical and if we can streamline that improvement then that helps us implement this plan. So the other area of questions I had were not existing policies but things that we're doing in this plan, that I have some concern may not be all that helpful. I just want to say, so we had 91 land use designations in GP 20 and now we're down to 29 land use designations. And on page 3 it says these designations provide significant flexibility and opportunity for the development of employment uses in both mixed use and standard configurations. They also preserve or potentially reduce lower residential densities outside of the growth area. So I'm interested in what flexibility means in this context and how can we implement this in a way that does provide the flexibility that will induce employment land use on these 29 designations or however many we have?

>> Thank you. So as you know, one of our goals through the process was to try to simplify our general plan and make it a more general document. And to that end, we looked at some of the residential designations, first, and recognized that they could be consolidated, that they got very detailed in terms of density as an abstract number and five units to the acre or three units to the acre, different types of density projects and realized that what was

really more important to the community was that new development fit in and sort of match the existing neighborhood character. So that was one of the elements there that the new general plan in terms of the single family residential neighborhood says it's more important to match that character than to meet a specific density target. And there's more flexibility around doing that, in developing the matches to neighborhood form. The second one is the economic side. And one thing you'll see in this general plan is that with the exception of the lowest density designations, commercial uses in a form that's compatible with the neighborhood and so that's one of the things that's in this plan that's really meant to support more economic development. Looking at the diagram itself there are more areas now that have a combined industrial commercial designation so there's more flexibility in that regard, as well. Both in terms of using the designations where we have but using more of the flexible designations that we had in the plan. So those are two of the things that are done in terms of promoting economic development.

>> Joe Horwedel: And I would add the next piece of that is as we go back and look at our zoning code which has been very -- most of our zoning districts have been very narrowly defined around use and setbacks. And so one of the things we want to come back and do is build a lot more cross breadth of uses so that it may be that some things are special uses or conditional uses or that they depend on some overlay. But we really don't want to have to make everything a rezoning decision. It's when people talk about time to market if every time you want to do something you have to rezone the land even at our fastest day you know there's three or four months that's there and we're usually not running on our fastest day. So the more we can build into our code that allows somebody to go straight to a development permit or if we're really ambitious to go straight to a building permit that really allows people to put their money to work faster.

>> If I may add, part of this process we looked at pending general plan amendments and we saw some that were for small commercial projects, that many residential to commercial and that's a lot of is process to go through to build a new office building, small office building and retail use. And so this general plan that's no longer necessary. It says if you are on a major street or place where it would be compatible with the neighborhood, even

through the residential designation, through the rezoning or permit process it is possible to go through and develop those types of uses.

>> Mayor Reed: Another question what we're doing with this plan is of some concern and that's the urban village planning process. Concept wonderful, implementation I think is going to be difficult. So 70 village plans, I have no idea what it's going to cost to prepare a village plan. And we don't have money for that. We certainly have a budget -- haven't budgeted anything for it and don't have any money to budget. There are some prospects, it may be a while before we see village plans. What do we do in the meantime? I'm concerned we adopt this, we have 70 village plans and then the commercial industrial development stops because we don't have a village plan. And we have you know a great concept but no money to do a village plan and so what ordinarily would happen on some of these places is people would tear down, rebuild, improve but they won't do that because they can't. And it's kind of a moratorium and I don't think we can afford to do that and shouldn't do that. How do we implement, how do we cope, assuming we don't have a village plan in a while, what do we do next week next month or in January I want to pull down my strip shopping stuff because it's ugly and outdated and put up something else, do we say go ahead or I'm sorry until you get a village plan.

>> Try to balance competing goals and objectives and just the first point I really want to clarify around is that the village planning requirement is only tied to the residential development. So in the case where there's an existing commercial use and there's a desire to redevelop that with the new commercial use or other employment, requirement for a village plan. That's something that sort of the base land use designation support, even at higher intense advertise than the general plan does today. So we're trying to enable economic growth. And even, the -- again an incidental amount of retail can be a part of that as well. It's really in the question of, as we go down the road of potentially converting the commercial center to mixed use, how do we make sure that we don't use our commercial activity and our job base in that process, that that concern that led to the village planning process requirement, that if we're going -- that we realize that if we were going to grow, we needed to grow by redeveloping the existing commercial centers but just to take those away and replace them with housing would

not be beneficial to the community, in many different ways. And so, the village plan process was meant to create a structure where as that redevelopment took place, we wouldn't lose our existing commercial activity, our existing job base. The -- as we noted in the slide we've been successful in going after grants, and have undertaken several of the village plans. And over the -- you know if you look at the 17 number that may sound daunting but over the 30 year life of the plan with the number of funding and number of villages that we've been able to undertake already, we would finish all 70 just within 20 years, just at the rate we've been able to go so far. But there are other things in there. There's the existing capacity in our downtown, our Specific Plan area in North San José that allows for village plans and then there's a singular project exception as well, that allows ahead of the preparation of village plans.

>> Mayor Reed, I just want to add. There is nothing in there that prevents the private sector from coming in there with a village plan, that general plan, it's not unlike the five wounds process that went on. That went out on outside of the staff really didn't fund that process. When we looked at it, it matched very closely to what we wanted to see in a village. And it was adopted into the general plan. So the private sector really does have that opportunity. I think what we've got to be clear on is what is the criteria. And how will it be evaluated?

>> Mayor Reed: Thank you, Councilmember Liccardo.

>> Councilmember Liccardo: Mayor, if you respond, I really want to put a fine point on this. That there is nothing in this plan that's going to inhibit anyone from preventing employment people. Existing capacity in the fair phase we have almost 45,000 units of capacity. If we build at a record pace, of sustained development of 3,000 units a year, which I don't think we've ever done over a period of more than three to four years, that's a very high rate, we'd have 15 years before we'd run out of housing capacity. I don't think, contrary to some of the detractors, that this plan is holding back a single job in this city. If people want to create opportunities for employment they'll be able to do it unimpeded and if people want to look for opportunities to build housing they'll be able to do it. It's importantly that we recognize that there are a lot of these villages that we don't want to build today for good

reason. We have important fiscal goals and environmental goals in place because we recognize that an awful lot of those villages shouldn't be built today. We have a lot of opportunity to build in key transit corridors first and I think that's where we should be doing it.

>> Mayor Reed: Vice Mayor Nguyen. Neg thank you. I just had a quick question and I hate to pull one component out of a comprehensive product. But I think this is really important, it really helps me to understand how staff or the task force come to determination. But we have a lot of churches and temples throughout the city, some of which have currently zoned as residential also public quasi-use. And if this plan is approved, some of those temples and churches will become quasi-public use only. They will lose their residential designation and obviously that is going to impact some of those churches and temples. If staff can help me understand, how did we come to determine in highest and best use as redesignation for some of these properties?

>> Joe Horwedel: Vice Mayor, the task force talked quite a bit about this, because there was a concern that there was not enough opportunities for religious assembly in the city. That's one of the complaints we hear from chumps and assembly areas were ending up in industrial areas. They said we had nowhere else to go. So working through that kind of question we recognize we do have a large number of them around the city today And so one of our goals should be is to not loss what we have. It may be different institutions that occupy that property over time but we should not go and allow one such institution to close down and then put housing on it and then to pick up and move into industrial areas which is what was happening five years ago. That we the city really could not afford to keep doing that. And so with this plan there's this very specific goal that's in the land use section that says existing religious assembly type uses, we may have a different flame for that, I've got the old name in my head some that we should go out build new residential neighborhoods that is one of the things we should be thinking consciously to add into those neighborhoods but we circulate not be changing them. So as a part of this exercise we did go and look across the whole city where we had churches that was on land that was general planned residential, we went through this question of reflect it as being today a religious use. Public use. Or should we keep it residential? In most cases we moved those to public use is recognizing that today on

that property there are public uses going on there. So that was a very deliberate proposal by staff, that we work through the task force process, about you know how should we control our future.

>> Councilmember Nguyen: Thank you.

>> Mayor Reed: Councilmember Pyle.

>> Councilmember Pyle: Well I wanted to commend what you've done. It's a superb job. You must be exhausted after all that time and I really appreciate the time that you've put it in. You've put it to good use. I like the fact that you've focused on job development because we're woefully out of sync in that department and the limitation of development beyond the urban growth boundary is really important. The concept of the urban village just absolutely sends me. That is an absolutely wonderful concept, and it will serve the needs of both younger and older people. I think it will help us to have more of a mix between the generations. And an area where people can age in place sounds really appealing and not leaving their home base. I appreciate the clarity and the certainty that the force recommends on riparian corridor. It may be not as clear as you may have wanted but I thought it was good that it was in there and it was addressed as well as it was. So with that, I would like to add, too, that in reference to the pipeline project that was mentioned earlier, I do appreciate the language changes proposed by the staff which would allow the property owners to bring a project to council for consideration. If it matches the density of the property to the East of the lot, which the one mentioned does developed on a site that's surrounded by new construction, that's also the case and finally we'll come forward as a planned development giving council more control over the site. That, too, is the case, so I appreciate that criteria, it helps people with smaller projects. Thank you very much.

>> Mayor Reed: Councilmember Campos.

>> Councilmember Campos: Thank you, mayor. You know, we have 10.2 there's a supplemental and kind of going back and forth, because I had some questions regarding the planned development zoning. Whenever I was on the plarchtion it seemed everything was coming for PD zoning which seems like in this plan, you address. Because now most of the zoning districts should accommodate what we want to see in our neighborhoods and our business districts and in our job growth areas. Could you comment on that?

>> Joe Horwedel: Couple of things run at Councilmember Campos. First, this plan did away with some things that were in the current general plan that required a planned development zoning any time you wanted to do discretionary type actions. In any actions we could deal with those mandatory must do planned development provisions. We also have tried to build a lot more flexibility into the plan so that it sets the foundation for us to come back and done some work in our zoning code and do some surgical things which again I think forced us to having to do planned developments for a lot of stuff. This plan does not prohibit planned development zonings, those are very important tools to keep in our tool box to work through projects. It's one one that our goal is, how do we go through and build a zoning code and regulatory structure that really brings some certainty for everyone, the Facebook and the developers and planned development really doesn't do that or tool to the right problem.

>> Councilmember Campos: So let me bring this back to the conversation we've been having. For example, since our -- the village plans are not you know they're not set, if someone came, and the opportunity was right, private entity wanted to start on a village, would the PD process facilitate that?

>> Joe Horwedel: It would. We were having that conversation today. Ideally we would have the zoning code fixed, but it's not going to be fixed by the time planned development because we could match the setbacks and heights to make it work today.

>> Okay, yeah, and as I was having this conversation I was thinking about that, so I wanted for at least my colleagues to know the PD process allows us the flexibility to continue doing that. We've done that before, as I said, everything that seemed to come before us was a PD zoning. And I think the good thing about the PD process is, it's very specific. And so if we're -- if our ideas are to make sure that there's a commercial component to a housing project in the PD zoning it's going to require them to do it, or else you know up here we tell them no, you can't do it. So my comments. Thank you.

>> Mayor Reed: Councilmember Herrera.

>> Councilmember Herrera: Thank you, mayor. First of all I just want to thank this task force for all of the work they've done and staff. I did come and visit you guys one time to say that personally because I just, since I've been on council, become aware of the enormity of the task and how important it is for the future of our city. So I just want to thank all of you. And I'm going to call out Jim Zito because he's in my district, too. Thank you Jim for your excellent work on this task force. I too was on the Oregon trim trip, the city to city trip. I keep referring back to that because I think it's helpful when we see things and how other cities and states are doing things, it's helpful to bring that back. Oregon is very different from California, and Portland, it is very hard to compare, because it's got a very different regulatory framework so it's hard to compare in some ways. But it was very exciting some of the things they had done there. The infill development, the way they have to redone things in downtown Portland. The one thing that struck me was the way they had utilized the opportunity for private development to get involved with helping grow their transit system. They have created a way for individual business owners to actually get involved and decide whether or not a stop to be part of having a light rail or a streetcar stop in front of their business. And I hope that as we go forward with the village concept and by the way I think the idea of making this plan centered around people is so important. Its time the long overdue and I think the people of San José really support that. I think we all want ultimately a better quality of life in our neighborhoods. And so the idea of being able to have jobs near where we live, being able to spend less time in a car, being able to have that quality of life, I think that although the village yes it's going to take work to actually get there, having that vision and letting everyone know

this is our clear vision of where we want to go is important. I think that has contributed in the success up in Oregon. Is they really have had a very clear vision of where they want development to be, where their urban boundaries are. Have said very clearly, we want growth to occur up and out. It is a very clear focus. our plan seeing this happen and talking about this plan, I know I think I'm not the only one that that trip has made an impression on. I hear Joe talking about it, I've heard others talk about it. I just want to congratulate everybody. We have the vision going forward. It is going to be very nice to hope we can incent or encourage the private sector partner, that is the true cliché material now public private partnership but because it is a new term. I'm looking forward to seeing some exciting plans come forward in these villages to have some really great things happen for San José.

>> Mayor Reed: Councilmember Kalra.

>> Councilmember Kalra: Thank you, mayor. take action this evening as well as having an opportunity to hear public comment. Mayor on a point you made regarding some of the barriers I guess that we may be creating in terms of traffic impact tease and so on and Joe I was going to ask about that in terms of you know we've had specific perhaps in terms of reducing environmental impacts and so on, is there a contemplation of doing that same type of -- or could there be a contemplation of doing that same type of analysis ever cumulative like traffic impact so if there's one particular employer that wants to comment that it's a shared impact or is that something that's already incorporated in the way development is done particularly in North San José?

>> In North San José we already have. We don't have to fight the CEQA battles and in some ways that makes us competitive and comparative with Hillsborough, we've done that also in Edenvale as part of our assumptions of the original amount of development there. We've gotten nah barrier down. I think the next thing protected intersections, the intersections where in a level of service standpoint we don't want to go widen that intersection. We've done a number of those around the city already. But in doing the general plan update, we recognize there are some places to do villages, we're going to have to come back and have that conversation. So

I think that's one of our next big implementation task is to do the environmental work to create protected intersections in some of these villages and get the traffic out of the way for that next, you know, the development project.

>> Councilmember Kalra: And that's what I was getting at in some since is that we relieve some, at least some of the environmental review of a process burdens that might exist for companies particularly large companies that would want to move in. And rather than relieving pressure on vehicle traffic acknowledge there may be an opportunity in terms much reduction or some kind of benefit regards traffic something that incorporates a building strategy on part of the company, especially those who built corporate headquarters, to incorporate public transit, to intersections and widening intersections there may be a way we can kind of you know have two -- you know, create two benefits there I, one environmental and one allowing for job growth, that takes into account legitimate, also live in the real world and the real world right now is there's still a lot of -- of most of the traffic impacts of the large companies or even housing developments that come in are because of the vehicle traffic but there may be opportunities for us to be creative in how we, rather than the stimulate scoped that there are things we can discount for, just uke.

>> Joe Horwedel: Well I think we're really fortunately, the training ing's statement plight streets, that came from them. And they're already off working figuring where they can start peeling off some of the lanes that are in the general plan where we talked about putting streets on a diet so they can get shiloh and the biking community is really strong here. You go through and see what goes on with bike party every month, it's phenomenon how that's going. So being in Portland seeing what they've done, we have got that ground starting to move here. It's really about moving all the people and not just the cars.

>> In regards to the villages, particularly there have been some comments on implementation and how difficult that will be getting into that next phase. What do you as our planning director, what do you see as if incentive to get some of these potential villages,.

>> What is it going to happen, when do you foresee it happening, there's been kind of a lot of consensus of support across the board, board, how do you see it coming together for the next few years?

>>> One is for us to prioritize what villages we want to go after. And so staff listened to the fantastic Mr. Planning piece of that we do have some money that we were having judicious at the time general plan yep process and still have some money in the back that we want to get the environmental out of the way for the project-specific on those villages. And then I think the next piece is to go and look at our CIP budget and say how much of that do we want to arrest in what villages? The city says we think that is important, we are going to focus those dollars that are scarce, but that we do every year, on public Works and training near and about how we focus that. We've already talked to the Planning Commission to get them focused on the basis which is a yier not having redevelopment is a real chunk. Ukes portal does a lot of stack increment tax -- we don't where certainly to that proises put some seed money to it and then how do we make ourselves attractive to capital to come build our plan? And I think that's really going to be our mantra for the next you couple of years is how do we attract people from around the country to ocome build our plan.

>> Councilmember Kalra: And I certainly appreciate the reduction of source of as you mentioned acknowledge everything becoming a rezoning issue because it doesn't fit in the right number, designation to have that mixed use, the housing, the residential designation is all but one to have, mixed use is an option. But excuse me, in any case I'll follow up on that fact later on when we get more public comment. The last thing is communities risk reduction plan and kind of the reference to the Bachman compliance this is a break through to have that kind of a dialogue in a general plan, and I think it's appropriate and I appreciate that.

>> Mayor Reed: Councilmember Rocha.

>> Councilmember Rocha: Thank you, mayor. I'm going to echo the thank yous and thank my colleagues who devoted a lot of their time, personal and professional to this. The staff who also went above and beyond in terms of time and also the fasks members who put in a heck of a lot of time. So we are indebted to you in something as well. I can't imagine how many other cities had the.

>>> Energies to this document. This is fantastic. So I'm I have proud to say that I'm interested in supporting in when we do vote on it. I had a question about just how we are approaching this in terms of the use of F.A.R. versus in the past you know square footage or density levels. Can you talk a little bit about that? Because I'm seeing that a little more common here and for some folks visualizing that F.A.R. versus 58 units to the acre, a little more difficult. That is a little bit of a shift or has that been ours.

>> So the state law does have for general plans have to have a dentsity and the shift is apartment one of how we address mixed use. So a density range just related to volume units per ager may work well for a purely residential project but once we start to have a project that's 50-'50s or some other proportion there are changes to just using that measure to set the standards. So we've tried to again sort of give an option in terms of looking at it in terms of residential density or looking at it in terms of the floor area ratio. You'll see heights mentioned in the diagram and it says height stories is really just there to help people understand what Farr means for people, this is not oop restriction on the general plan that's on the number of stories but meant to do.

>> Focus you see on floor area ratio.

>> Councilmember Rocha: Thank you. And that was my initial engagement with this effort was attending some of these events as a Redevelopment Agency staff person. Working through that lends. Now a different lens today one of the ideas that kind of stuck out to me was the density.the of the commercial zoning a lot of these areas also have the back door which is residential areas and I noticed and I was looking for the page exactly but there's

a reference to 25 unit is dwellings minimum but there is some flexibility there? Can you speak to in your mind an interpretation of that flexibility? Can you maybe speak a liberal today?

>>> And that's one of the purposes of the village plan, is to go and really build in that transition, and why we didn't want to do residential development in village on a one-off basis on an individual party basis, because you woulded up with the -- that density around within that whole village. And so we said that the village should have a minimum density of 55 and that it would allow much higher than that if somebody -- if you had a big enough site and somebody wanted to go through and build a taller building. I think most of the villages you're going to see are going to be in that 55, 60 range. And it's again going back to Portland, they have built that type of density throughout the city, along their light rail lines, and it's a very comfortable density and it still transitions nicely back into the, as the streets back up to it. But the streets are build right on to street and three-story type belts ck it is closer for some locations for discovery-

>> In some cases, but you can do and not achieve notices goals and not be out of character with the neighborhood, one of the things we've discovered over the three years.

>> Councilmember Rocha: Thank you. Looking over the task force membership I didn't see a peer home builder. And I know we're looking more at the attached high density. But you no there's still an interest in customers of San José to have the detached homes and I know we may general plan for that throughout San José and that done preclude those from moving forward but addressing the opportunity for other product types beyond that could you espeak of that?

>> Joe Horwedel: Yes, as a part of the cches home building industry was an original member of the task force that Michael Van Avery of new republic development was one of the task force members, that we had other task force members that work in the development, Eric was one of those.

>> Councilmember Rocha: A home builder, pure home builder company?

>> Joe Horwedel: Yes, we didn't have anybody who was a traditional civilian family William lion citation homes type developer.

>> Councilmember Rocha: Thank you, that's just what I note.

>> Joe Horwedel: It was in recognition that our future was really not in that type of home residential construction, that we just did not have that type of land available anymore, and that our -- really, the product type that was going to be getting built in the city was going to be town house, and in some way that was going to be the traditional 6,000 foot lot. That would be the low end of what we would be building and it was really going to be three or four story apartments and condominiums either on the ground or on top of commercial. And then you know into the six, eight, ten-story building or if you're into downtown into the 20-story buildings. That is a different builder who builds in that type. We have spent a lot of time talking with different builders who build that type of product. But have not you know evolved, you know the picture up on the screen is Irvine. And that they have built a lot in North San José. They are now looking elsewhere in the city. Is that we kind of put a challenge to them saying we really like the quality of what you build. Weed like you to come build you know invest in our plan in the rest of the city. So they are now looking at other parts of the city. And we are doing that with builders who build attached residential to say we have opportunities, how can we go through and interest you in investing in those opportunities? And so we tried to put some market sense to it. And I think the questions that we're coming out from task force members, pushed us hard to go through and say you know don't get too far downstream. Make sure it's something that will attract capital today and 30 years from now and so to provide that flexibility. And we tried do that. I think that we are going to be pushing the market for a bit. But what we are seeing now apartment building is our strongest segment, it's on fire, really strong but it is that pent up demand for housing and I think we

will see a lot of that more happening. And don't forget we're 200 square miles of predominantly single family home in San José. Our best strong neighborhood areas is to go and put the incentives for people to come in and take over you know buy the house that was built in you know back in the '50s and 60s and come put a monster house on it. That's the best means of stabilizing a neighborhood in some ways you're reinvesting. You keep doing green fields you never put that kind of pressure to come back and look in those areas.

>> Councilmember Rocha: I'm not in any means supporting or advocate for sprawl nor supporting or advocating opening up the urban reserves. I'm just asking for our residents and customers for them to have a choice of different product and was that considered throughout the discussion not being there I don't know so I had to pose the question and I understand exactly what you're saying. That makes a lot of sense. Just at the end of the day I'm hopeful that we're not going to see products that are sitting there trying to sell their last units and trying to blow out prices and I mean that's the last thing we want to see. That to your point doesn't help us either with the neighborhoods. So again just asking the questions for the record. Thank you.

>> Mayor Reed: Councilmember Liccardo.

>> Councilmember Liccardo: Thanks mayor. You know, my colleague Mr. Rocha raises a good point. I think it's important to appreciate that the task force sat through several meetings where we talked about the demographic future of the city and what became really apparent to the tasks is our household size is going to sling quite a bit on average rather than grow. And as we look at demographics of the next generation on into the next 30 years is we're going to be significantly older with many more childless couples or childless since larger families was goods to shrink enormously, certainly not going to grow. Whereas we'll see the growth clearly among seniors and plunge the young since. The population of growth going demographically, it's true not just in San José but in cities throughout the country that we're going to see households sizes shrink, we're probably going to see significant declines for the large single family housing based on those demographics, although certainly we have an enormous inventory of next from one family to the next as families need that. So one thing that certainly opened

my eyes to that reality is when we started looking at home prices, and urban institute study came out in roughly 2007 after four, five years of increases in gas prices for the first time they were seeing that there was greater appreciation of home prices close-in to downtowns and urban cores than there were in the far suburbs really driven by the fact that transportation costs were starting to dictate to where people were living and in what kinds of units. It is a reasonable concern that we're not building a lot of single family housing but it's reasonably clear that what we're sensing from the demographic and the market what we allot for in this plan single family housing is not likely to get built. What I think there's also another very reasonable concern raised with regard to religious simply raced by Vice Mayor Nguyen, and I know there were a couple of churches concerns around industrial land conversions. We went through a very torturous process I remember in District 4 over a church that wanted to move in there and it was a very lengthy hearing. We had a very emotional debate that I remember at the statistics. We didn't have many emotional debates but this was emotional this one was about churches and religious assembly. I think planning staff is ultimately going to come up with because if we are going to assembly is going to go because the land is cheap and it's easy to get in there we also know there is going to be a domino effect with regard to what happens to the surrounding industrial. So we've got to hang on to the religious quasi-public use and certainly there are I'm sure many organizations or religious institutions that would love to be able to cash in and be able to torch that into housing but it's really going to undermine many of our larger goals throughout the city. So I appreciate their frustration with whatever expectations there may have existed around those sites. But it seems to me as we continue to expect growth and a need for religious assembly sites, we need to continue to hang on to the ones we've got. And then finally on the questions about an implementation of the village concept and I think those are also important questions. I think what's already happened is a great example for us about how resource full communities can be in the san José State and their Planning Department and see how they can get out and put together a pretty bold plan for development around future BART station and surrounding neighborhoods. I think there are resources out there. Ops to fund these kinds of planning efforts particularly in communities of color, and lower income neighborhoods, as really a tool for neighborhood empowerment. I think there's going to be -- continuing to those kinds of opportunities. So I look forward to that and I think this could be a great exercise for us in improving the capital, the social capital of many of our communities.

>> Mayor Reed: Councilmember Kalra.

>> Councilmember Kalra: Thank you, mayor. Just a follow up to a couple of the comments that was made. One, regards to religious institutions and having appropriate place for them, I'm glad that that was something that was debated. It sounds like in a lot of detail a lot of passion and it's an important issue. One thing we're seeing at least I'm seeing more of kind of more than one denomination or sometimes more than one religion using the same facility, I think we're seeing that in all kinds, private sector public sector, you're going to see more of that collaboration. As indicated in the report one-third of the people in San José are born outside this country and that brings with it not just new religions but growth in religions that -- growth in relatively newer religion and so they will also maintaining that and allowing the opportunity for a growth I guess they traffic issues that come with it and so on so those are all things that have all I think we're going to have to respect and keep an eye on and the other has to do with some of the demographic changes the type of housing stock. I think again where the increased immigrant population and change in demographics we're seeing communities that are more accustomed to having multigenerational families living in the same home. And so am you may see a demographic shift older, I know in many Asian American families for example you won't family with their kids or whatever it might be, going to be much more common than them living alone or living in a single unit by themselves. And so I think those are some of the -- I think the interesting culturally changes we might be seeing with the demographic shift but couple it with the shift in the different ethnicities which is a great thing but I think those are going to have to just watch and kind of play by ear. We still have to have a plan, we still have to have the designated number of house is and the type of housing units but it's not much we see how those shifts occur. Is.

>> Mayor Reed: Councilmember Herrera.

>> Councilmember Herrera: Thank you, mayor. I didn't ask the question when I was talking about the idea of transit being used to stimulate development. And so I wanted to ask you, Joe, how do you see us working with VTA? Back in I want to go back to the Portland example again. They were able to encourage a billion dollars of

investment from the private sector to build their light rail, to build their light rail and streetcar system. And street cars are what they use. They are sort of the spokes off the main spine, they're much less competitive, and their mayor, I believe Mayor Reed told us, two most important things away from Portland lessons learned, and he said light rail. How light rail and transportation can actually be used to staitd the kind of planning you want with regard to development. I really was struck by that. And he wanted us to know that street cars were much less expensive than light rail, and could be used to go into neighborhoods and some of the less traveled streets to really knit that neighborhood together. It was just a huge take-away for me and I want to know what do you think in terms of how can we work VTA, how can we work regionally, ohow can we work together so this could be one of the things to incent transit already being there but being part of planning that and being part of that transit?

>> Joe Horwedel: So a couple things. One, I want to toot our horn is that when we put in the original Guadalupe corridor, we did an exercise called the housing initiative that resulted in tote board the dollar amounts equivalent to what really happened in Portland. And Saturday an article ran in the paper challenging the billion dollar number that the mayor used and said it was actually not a real number. Never happens. But the concept, I think what they did to in Portland was good, is that they went through and figured out where they were going to grow, and they worked with the max light rail system and the light rail they built in the pearl district to seize how the transit would eventually cause transit to stick to it what they found is that it wanted to be closer to that transit because they knew that the residents of those buildings, the residential -- the workers in the office buildings, would value being closer to that. And so it forced that there. Again, they did have the benefit of being able to do tax increment financing to help pay for pieces of that, that we don't have that ability anymore to do that. It is one of the things that you know, whether doing landscape and lighting districts or Mello-Roos districts may make sense to do, to capture some of that value and bring back, VTA has talked about how to partner with private property owners to essentially joint-develop around stations, so that they could help defray some of the capital cost which is what you saw happening I think in Portland. So I think there are some lessons that we can learn from that and see you know how we can apply them, recognizing our financing structures are very different than theirs. Clearly what they did with the trolley in the pearl district was pretty exciting, just the scale of that vehicle and how it moved around. So I think it's one of the things worth looking at more, is go through and build you know another 20,000

housing units up there ultimately and you know millions of square feet of jobs is that something that makes sense to really maximize the use of the Guadalupe corridor light rail and BART you know, are there some other vehicles that operate? Well we're doing with Alum Rock avenue on BART and bus rapid transit, we are looking at that as a really great rapid transit development that we bus rapid transit in other corridors of the city. That's oop development where those investments were going to go, where VTA was going to go with investments.

>> Mayor Reed: Other questions from the council? I don't have any other requests on this. So it's not even 5:00 yet. We can go for a couple more hours before we have to take up the evening agenda but I think we're talked out on that. Although we do have agenda item 10.2 on this evening to consider which is what we'll take up this evening and take any additional public testimony. But unless councilmembers have additional questions or comments or staff has anything to add, nothing to add, then we're going to recess until 7:00 p.m.

San José city council meeting evening session.

>> Mayor Reed: Good evening. I'd like to call the San José city council meeting back to order. This is the evening portion of our meeting. This is basically one item on the agenda, general plan update although there are the multiple subsets on the item. Item 10.2. We got started with this earlier in the day with a couple of hours of study session questions and answers, public testimony, et cetera. We haven't taken any action, we'll take additional public testimony tonight for those who haven't had a chance to speak this afternoon. If you want to speak get your cards in please and then the council will get around to taking some action after we've had some discussion. But let me just talk a little bit about the agenda. And the order in which we will work through it. It's a little bit different than what's on the printed agenda so we will take up, once we're done talking and get around to taking action, we'll first take up the environmental resolution that we need to adopt. That will be the first item. And then we have recommendations from the task force, recommendations from the Planning Commission, recommendations from the city staff, and then some separate items that are on the agenda. So what I anticipate doing is getting a motion on the floor, for all of the recommendations with the exception of number 3, which has to do with the Mabury road. Because we have a memorandum from Councilmember Chu on that. He happens to be I think in China. So he's not here. We'll take that one up separately, so if the maker of the motion can carve that out we will vote separately on that. , we will get a little bit of a staff presentation. There are people in the audience who didn't hear this, some of you have heard this many times, there will be thank yous, double thanks, that's okay, people do a lot of things they don't get thanked for. They might get thanked twice, that won't hurt them much. I want to start out by acknowledging a lot of folks who have worked on this, beyond the staff, certainly staff people have vested years in this, particularly the co-chairs, Sam Liccardo, and Shirley Lewis, Councilmember Oliverio, and Vice Mayor Nguyen, community stakeholders, developers, property owners, citizens, you name it, thousands of people played a role. But I particularly want to thank the members of the task force, quite a few of them are here tonight. Thank you for the many more hours than you thought you were going to spend on this but it's important work, vitally important to the future of the city. This is my third general plan task force that I've been involved in. First as a member of horizon 2000 co-chair with Trixie Johnson of GP 2020 and now, as mayor, for this work, and it is a lot of work. I want to express my personal appreciation to all the people that invested a lot of time and

energy. And investment is a word that's tossed around way too lightly, I think, but in this case I think it's appropriate. Because you have received years to get this and it will pay dividends to the people of San José for a very long time. Probably to be measured in much more than years, closer to decades. So thank you for that. And then I want just to turn it over to the co-chair, Sam Liccardo, if he has any additional comments before we get into the staff report.

>> Councilmember Liccardo: Thank you. I know I said it this afternoon so I'll try to say it more briefly. I just want to echo the mayor's thanks to people to my right really did an extraordinary effort to bring this to fruition. And many of my colleagues from the task force are here I wanted to thank them all both for their patience as well as for their great insights. In addition to the many folks who spent their Monday evenings by choice as part of the task force, I see many familiar faces, of members of the public who were there night after night, advocating on behalf of neighborhoods, on behalf of environmental interests, on behalf of other community interests that are obviously vital to the city. Also with us I think are representing the future of the plan are various members of the five wounds Brookwood terrace effort which represents the future of the plan insofar as that is the first real effort at a village plan that we have going forward. And a very successful one and I think one that we will I expect adopt very soon and that will be a model I think for the rest of the city. So I think a lot of folks within the room today and many who know could not make it are really responsible for carrying this load and I'm very grateful for the extraordinary good work of so many members of the community. Mayor, at this time I'd be happy to make a motion or we could go to the staff presentation first.

>> Mayor Reed: Why don't we do the staff presentation and I'll take public testimony, quick, we have a few people who have put in cards and then we'll put a motion on. Okay, turn it over to Joe Horwedel, Laurel Prevetti, Andrew Crabtree, who drew the short straw?

>> Joe Horwedel: Andrew will walk us through tonight.

>> Mayor Reed: Anyone who didn't get the afternoon presentation can walk through this, probably a little longer for the afternoon.

>> Thank you for joining us tonight for the general plan update. Just begin by saying this is a comprehensive update of the City's general plan, the grandest undertaking in this regard for about 30 years by the city and a really good opportunity to realign the city's policy document with our values. Along the line these were the five community values that were identified through our process. The plan reflects those, really embodies these priorities, it's a job growth plan, it addresses the fiscal strength of the city. It continues our tradition, our practice of demonstrating environmental leadership in San José, it promotes transit use and it promotes the development of new urban villages. And I'll get a little bit more into what those are shortly. The draft general plan that's before you has 12 major strategies and I will walk through what those 12 are. The first is a community based plan and what you see here is a summary of some of the activities we've had over the past four years. We've had over 50, 51 task force meetings, had about 150 additional community engagement activities and we were fortunate to have over 5,000 community members stakeholders participate in the process so that's an important aspect of the plan. Another major strategy of this general plan is that it is a form based plan. It gives more emphasis to the types of neighborhoods and places that we're building throughout the city providing more flexibility for mix of uses, embodying best practices for land use planning in that way. Focused growth strategy is an important part of the plan. This is the idea that as the city has sort of reached a point where it's relatively built out, new growth is going to happen through the redevelopment of areas that already have existing uses on them and it will happen really in places that have been carefully selected for their access to transit and their ability to promote various environmental as well as fiscal goals. The plan overall supports 120,000 new housing units and 470,000 new jobs within the city. As mentioned earlier, job growth is important goal for the city and that's one of the major strategies that we would continue to promote San José as an employment center within this region. The development of new urban villages as a major strategy that speaks to how we will grow and provide for new residential and commercial uses through redeveloping existing underutilized land. Creating new places that are attractive to our changing population demographics, will meet the needs of seniors and young people as well, bringing them

together provide more opportunities for walking, bicycling, promoting transit use, and helping to foster the development of community. Another related to the form based approach in looking at streets, this is a change from the way the general plan has worked in the past. Streets are not just described in terms of how much traffic and cars that they carry. But instead more holistically in terms of the type of places they build within the city, we still look at carrying cars of course but we're also looking at bicycles pedestrians utilities, the form, the role that they play in terms of being grand boulevards, or neighborhood main streets, or residential neighborhood streets. And we change the language in the policy in the plan to address this new approach. The general plan incorporates the Green Vision goal of having measurable sustainability, incorporate into the plan. It has on an annual basis will build on what the Green Vision is already doing, reporting out on how we achieve the City's various environmental goals. Another new element of this plan is to address the City's fiscal health and to really think carefully about how land uses can support the City's growth how we can provide services as efficiently as possible, and still meet our high quality goals for those services. The plan recognizes that the downtown is important cultural center for this area. Symbolic area of Silicon Valley. And it also supports a significant amount of job and housing growth within the downtown. Another thing that we realize as we were going through this process is that one of the strengths of San José is our climate, and our access to open spaces, we want to build on those strengths, really promote the development of a trail network within the city, continue to provide access to parks and other amenities for our City's residents and also to continue to preserve the open spaces around the city through the City's green belt. Another new element of this general plan is the way it addresses the physical health of our community. And we have included within this plan policies that encourage access to healthy foods, whether it be in grocery stores, or farmers markets. We also have a land use transportation plan that is intended to support more walking and bicycling as physical activity that will contribute positively to the health of our residents. And the final of the 12 major strategies is the idea of periodic review and phasing. This is also a new element of the general plan. And this is one that says we will return to the city council on a regular basis every four years, really to holistically look at the general plan and how well we're achieving the goals that are established in the general plan, we'll look at the timing of new housing development throughout the city and have opportunities to make adjustments as we go forward. So with that, I have a couple of things I'd like to add into the record. First, just as a clarification, around the primary truck routes diagram that was included in the draft plan document. There was a printing error and so this is an exhibit that was used with the task force. And this generally reflects what the

diagram should show with the exception of some streets highlighted here north of Key street should not be included as primary truck routes but otherwise this is the correct map. And then one other note, related to the draft environmentalist -- I'm sorry can program environmental impact report for the general plan, there is an addendum that's available that incorporates some very minor text revisions that were made in the draft plan itself and were also in the environmental impact report and so those have been corrected through an addendum. So with that we conclude staff report.

>> Mayor Reed: Thank you, it's a very brief summary to four and a half years of work. It's not easy to make it short. I'd like to take the public testimony now. Please come on down when I call your name so you're close to the microphone. Fortunately not everybody in the audience wants to speak. So we can at this point I think we can allow folks two minutes as usual. But please come down so you're close to the mic. Steve Wilson, Gary Hurst, Murphy Sabatino.

>> Good evening, mayor Reed councilmembers, my name is pastor Steve Wilson. I represent Christian community church. We're a church that has been serving the city for about 51 years total. And for the last 34 years, we have been on a 10.85 acres on McLaughlin avenue on the Eastside. And it was last July that as a leadership team we made the decision that we wanted to sell our property and go to another part of the city and start our church. So when we started that process we weren't sure exactly what would be in store with all of that, but we acquired a broker, and then discovered that there was this general plan that the city was going to be putting in place, but still not sure how that would impact us. Well apparently it does impact us in trying to sell our property, because we found out our property is an R-1-8 zoning. And we want to keep that zoning, but finding out in the plan that that's going to change to a quasi-public site. Which we understand does really impact how well we can -- how much money we can get out of the property and, you know, the scope of how many buyers, how many developers, whether developers could acquire it and so on. So that is -- that would definitely be something that we would hope, would really appeal to this council that you would let us keep our zoning of R-1-8 and not go to a quasi-public zoning. Because that would really create a strong imposition on us.

>> Mayor Reed: Your time is up.

>> Thank you very much.

>> Mayor Reed: Gary Hurst, Murphy Sabatino, David Viera.

>> Good evening, my name is Gary Hurst, my wife and I own property in district 6 but I would like to speak very briefly about rancho Del pueblo option in district 5. I hope the council will choose to follow the option of 5,000 most caring people that you will take the general plan update to heart and that you will see and agree that the rezoning and sale of Rancho Del Pueblo, that that option is incompatible with the goals and concepts expressed in envision 2040. San José cannot afford to sell Rancho Del Pueblo, it is the perfect venue for first tee San José, it's right where gang problems exist, right in the heart of them. And the -- I think that you'll see that the donors and volunteers that are part of this program make it the most cost-effective antigang program available to the city. I hope you'll take that option off the table for the next 30 years. Thank you.

>> Mayor Reed: One thing I neglected to mention when I was describing the agenda just so know, actions related to Rancho Del Pueblo and Istar residential have been dropped. We are not considering them tonight. Murphy Sabatino. Good evening.

>> My name is Murphy Sabatino, I'm here tonight to ask for your support of a general plan designation of mixed use neighborhood for my family's property at 12710 and 12750 Mabury Road. We have researched this issue extensively and determined that this designation will be the highest and best use of the property for my

family. Further we feel it will be beneficial to the city in the form of increased property tax revenues, increased development fees, and job creation. Also some it will serve to improve the overall appearance of the neighborhood and it's close enough to transit that it will encourage the use of public transportation. Staff has recommended a designation of eight units to the acre, but due to the riparian corridor that will be created by Penitencia creek road that designation will not yield enough units to make this an economically viable project for a developer. So again, we ask for your support and thank you in advance for your consideration.

>> Mayor Reed: David Viera, Kerrie Hamilton Nancy Ianni.

>> Good evening, my name is David Viera and I'm here on behalf of the five wounds village task force. We are pleased that a concept plan that we developed over a four year period is part of the envision San José 2040 draft plan. 200 pages is what we came up with in planning the five wounds village. We are currently working with planning staff to create four urban village plans from our concept plan. It will be called little Portugal Village, Roosevelt Park Village, Five Wounds Village and 24th Street Village. We are targeting early 2012 for council approval and their inclusion in the city's general plan. Our communities's vision will result in the first four completed urban village plans for San José. And from our joint efforts, planning staff will have a template, a process, and experience, going forward in the development of dozens of urban village plans to guide development in San José for decades to come. Thank you and good evening.

>> Mayor Reed: Kerrie Hamilton, Nancy Ianni, Frederick Ferer.

>> Good evening, Mayor Reed and councilmembers, Kerrie Hamilton, for citizens for environmental and economic justice. I just wanted to thank the planning staff for their wonderful work on Envision. It was a pleasure to participate in the process and we had a few other comments. You probably all have our letter by now. We're very happy that health and equity were a strong part of the plan and that it's a very community-focused plan. Like

many others we're concerned about implementation, and would like to see a strong focus on design and implementation. We know that CEQA can come across as an irritant both sometimes to decision makers and to members of the development community. But a smart development rep once told me that he advises his clients to use CEQA and other environmental documents as design documents and design around impacts working with community rather than trying to plow through. And I thought that was very good advice. We also highlighted the difference between fiscal stability and the fiscalization of land use. Fiscal stability is some that we worked on for a very long time fighting back all the employment land conversions that were happening that were really feeding the beast of the financial crash that we see ourselves dealing with right now. Fiscalization of land use is something that we don't want to see in our city and we just had that come up with the Rancho Del Pueblo issue and we're thankful to the mayor and the council for dropping that issue right now, and giving us time to come up with other ideas to support fiscally the site and other sites in the city. So that we won't be just dumping 570 housing units on the site to squeeze it for every dollar to pay off debts that mostly exist on other properties in the city. We also support stronger open hillside development decisions. We hope that when you make your decisions in the future you always make the difference. .

>> Mayor Reed: Your time is up.

>> Mayor Reed: Former councilmember Nancy Ianni. .

>> I am Nancy Ianni and I am representing the league of women voters of the City of San José and I am here to publicly express our support for the adoption of the envision 2040 plan, and our appreciation to the city council, the mayor, especially, for having the ability to think of having a committee of 40 people, to help work on this process. And I would also like to say, our special thanks to Councilmember Liccardo, for chairing the committee and for his work with the committee. I'd like to also just thank the staff because all of us always felt throughout the whole process, representing the league, the community participation was just so wonderful. And the consensus, we believe, represents a profound and positive step forward for the urbanization of San José. Thank you for

allowing us to participate, and we recognize this is a first step, and the league will be with the city to make sure that it works out as we've planned.

>> Mayor Reed: Fred Ferrera, Terry Bellandra, Larry Aimes.

>> Good evening, Mayor Reed and members of the council. I'm the chair of the health trust, Frederick Ferrera, and I wanted to say first of all, express our thanks to Councilmembers Liccardo and Oliverio for their participation and the entire community for their participation in the task force. The health trust really supports the envision San José 2040 general plan as we would become one of the strongest health general plans, cities strongest health general plans in the state. The health trust grant system, we've granted grants to Communiversity, Five Wounds, Brookwood terrace village plan, Greenbelt Alliance, Public Health law and policy as a means of being able to demonstrate our support for the community and content experts participation in this process. We not only urge the adoption of this general plan, but the health trust also pledges its continued support as we move to the all the more important part now of implementation. The sooner that we can bring the villages model especially to low income neighborhoods the sooner we can realize the long term health benefits that such a general plan can foster. We ask your support, we pledge our continued support, as we design for a healthier community. Thank you.

>> Mayor Reed: Terry Bellandra, Larry Aimes, Brian Schmidt.

>> Terry bellandra, I have actively participated in the 2040 task force meetings for years. My main point I want to bring up is this: If you want a successful and economically airport, then I suggest a clearly defined building height and density policy to be implemented that conforms to the recommendations of the airport land use committee's safety requirements. Currently, this new general plan doesn't do that and may cause not only contentious problems between developers residents and city staff but may also cause major airlines to think twice about

relocating to the airport. I sent an e-mail detailing these concerns and hope you'll find the time to read them and make adjustments in the general plan that will reduce risk to the airport and, of course, the financial risk to the city. My sincere hope is that this council and future councils implement this plan, instead of typically caving in to special interest groups and developers promising short term jobs versus long term smart planning growth. Thank you.

>> Mayor Reed: Larry Aimes, Brian Schmidt, Lisa Jensen.

>> Hi, Larry Aimes. It's a wonderful plan. It was interesting to watch the process unfold. This plan is considerably involved over the previous plans. They were more for how to better move cars versus this is designed more for people rather than cars. You have a couple hillside options to consider tonight. I urge you not to allow any more golf courses up on the hillsides and to support option 1A. It's interesting being at the same time you're considering closing some other golf courses such as Rancho Del Pueblo. I also urge you to limit 1B to grading to no more than 10% of a parcel site and 1C to limit the nonnative plants. We don't need to have the hill sites with the cemeteries and golf courses sprawling beyond the urban growth boundary. I'm quite pleased with the trail networks and the riparian corridor setbacks and the historic preservation and the whole village concept. There's a lot to like in this plan, and I appreciate it. Thank you.

>> Mayor Reed: Brian Schmidt, Lisa Jensen, Michelle Beasley.

>> Good evening, Brian Schmidt for committee for green foothills. I want to start by thanking the task force and the staff for the excellent work they've done and the task force did a great job of listening and actually incorporating comments submitted by the public. Incorporated many of the comments I made, whether you think that's a good idea or bad idea, I very much appreciate it. I'm here with a bit of a split personality and the reason is it's a good general plan. Significant improvements over what we had for the 2020 general plan. The other side is, I

did not like the EIR. It was -- I felt it was a quick job, particularly the final EIR response to comments, it just was not well used. And the EIR can be part of the planning process. So just a simple example, the First Amendment to the draft programmatic EIR which is kind of a weird way to describe your final EIR, that's the way it was described, on page 224, says, under the proposed general plan, wildlife movement would continue to occur, in mid Coyote valley and north Coyote valley. Mid Coyote valley, that makes sense because they're not planning to develop mid Coyote valley. North Coyote valley, 20,000 jobs, this does not make sense, this is an example of some of the problems we see in there and so for that reason given the lack of you safeguards that you normally get in an EIR at least what we should do is focus on the hillsides. The many environmental groups said you can try and preserve the hillsides mostly as they are, adopting policies 191A, 1B and 1C as described in that letter. Thank you.

>> Mayor Reed: Lisa Jensen, Michelle Beasley, Joan Rivas Cosby.

>> Good evening, Mayor Reed and councilmembers. I'd like to thank you for providing me the opportunity not just to serve on the Planning Commission, but on envision 2040 for the past four years. It was such a pleasure and an honor to serve this city had a I love so much. I'm very proud of the work that we did. Over the past four years. And as you know, they say the devil is in the details. I have great faith in our environmental green mayor, and our environmental councilmembers, and our very green co-chair, Sam Liccardo, to make sure that the green forward-looking general plan is implemented as intended by the task force members. I would also like to thank staff. You guys did an amazing job, supporting us throughout the last four years. And the work that they did in making sure that all of the task force members felt supported and taken care of, the amount of work that they had to do in keeping up with paperwork was just incredible. And the community that showed up over time, 50, 60 people each meeting, the work we were doing we were there because we signed up for. They were there because they were just so passionate about our community and I'd like to thank them. But thank you very much again for this opportunity and I hope will pass it tonight, thank you.

>> Mayor Reed: Michelle Beasley, Joan Rivas Cosby, Helen Chapman.

>> Good evening. My name is Michelle Beasley and I'm with Green Belt Alliance. I'd like to state three things tonight. First of all I would really like to thank you for the opportunity to sit on the task force. It was a wonderful learning experience for me, I learned a lot from my fellow task force members, and I'd like to echo what was said, our task force, and co-chairs, including Councilmember Liccardo and staff did a wonderful job, so it was a pleasure to work with them. Second this is a really good plan and I want to echo something I heard from the mayor earlier today, which is the vision is the easy part. The implementation is really hard. I hope you see the community as your partners in achieving the spirit and the intent of envision 2040 over the long term. The third, this is an ambitious plan. If there were one thing that Green Belt Alliance would like to tighten up, it would be in regards to lands outside the urban growth boundary, for example that no more than 10% of nonagricultural lands is disturbed in order to protect our working landscapes and our quality of life. Thank you.

>> Mayor Reed: Joan Rivas Cosby, (saying names).

>> I'm actually here to express support for the adoption and approval of the envision San José 2040 general plan but really really would like to join the parade of folks thanking staff and the envision 2040 task force for the work that they did and I'm here in particular to speak in support of the inclusion of the five wounds trail. As you all know, a healthy trail network is really critical to taking cars off the streets to you know encourage healthy activities. And thanks to a grant from the health trust as was previously mentioned, we have a project called pathways to active and healthy living in five wounds Brookwood terrace, and one of those projects is the friends of five wounds trails which I have been honored to chair and we are trying to pull together residents and other groups such as save our trails and the Silicon Valley bicycle coalition to move this forward without having to involve so much you know city help. We're trying to find ways to make it sustainable as far as cleanups. In fact we have a cleanup scheduled in conjunction with the San José State day of service this Friday and we'll have probably 60 people out there working from both ends of the trail working then to clean it up. And those are the kinds of things we want to

see. And we're trying to do as much as we can to make it beautiful. It's already being used as a trail but it's ugly and it's not safe. So thank you again, and again we just express support for the approval of the plan. Thank you.

>> Mayor Reed: Helen Chaplin, Wendy Lou, Megan fluke.

>> Good evening, mayor, city council members, Helen Chaplin, president of Shasta-Hanchett park neighborhood association. Again, I want to thank members of the task force and the staff for all your hard work and careful consideration for all the public comments given over the past four years. As stated in our letter to you, we ask that you support options 1 A, 1 B, 1C, that carefully control development outside the urban growth boundary. We also ask that you have the courage to implement the key strengths of this document that outline a sustainable vision for San José that rely on 1.3 jobs per resident. We ask that you remember the many comments of the public and keep focusing on achieving the goals of the envision 2040 general plan. Thank you for including strong language on open space and trail connections that promote healthy living. The public will remember your courage tonight. Thank you.

>> Mayor Reed: Wendy Lau, Megan fluke, Jesse Gonzales.

>> Good evening, Wendy Lau, on behalf of the wildlife corridor technician program there where we have been studying wildlife movement Coyote valley for several years, I want to say thank you very much for recognizing Coyote valley as a wildlife corridor and placing the Coyote valley and Alban Valley urban reserve off the table for development. Mid Coyote valley is a really special wildlife corridor. More than 20 mammals and more than 200 species of birds have been found there, which explains why such a popular birding spot among people all over the Bay Area. It also has a wetland which serves as a flood plane and aquifer recharge benefiting the residents there. There are also many plants and animals on the endangered species list down there. So San José should be really proud as a home of such a special valley. One item that is still of concern is policy goal LU 19. We

support Greenbelt Alliance, Communities for Green Foothills, and the other organizations' recommendation to add further restrictions on the allowable development intensity for land with open hillside designation keeping the proposed limitation of 10% of developable land not 50%. This would keep the growth of San José consistent with AB 32, SB 375, and San José's green valley plan, especially when considering water issues. Hopefully there will be opportunities to reconsider this. Again thank you very much for creating such a visionary plan and recognizing sustainability. Thank you.

>> Mayor Reed: Megan fluke, Jessica Gonzales, Roger McQueren.

>> Honorable mayor and city council, my name is Megan Fluke, and I'm here as a resident of San José and representing the Sierra Club and the San José cool cities team. I thought you'd like to know that I regularly tell people that I love San José! Outsiders will almost always look at me like I'm either crazy or confused. As to how somebody could possibly love San José. But then I explain. Have you seen our downtown? And been to our south first Fridays art walk? Have you seen our amazing open space and explored our open hillsides and Coyote valley? Ever volunteer at Veggielution? Ever bike on the Guadalupe creek trail? San José today has almost a hidden identity that residents need to search for and outsiders need pointed out. I'm hopeful that in the coming years things will be different. I'm here to congratulate the Planning Department and the Envision 2040 team in creating an aggressive general plan that will benefit all of San José's residents and help build and grow San José's unique sense of place. So that we can become the great city we have the potential to be. When the general plan is implemented, I have hopes that whether my kids are born and growing up in San José, I'll be able to tell them about all of the great things, the wide sidewalks and crosswalks we used to walk to school, and to the grocery store, the bicycle lanes we used to safely ride to school, the transit we used to do other shopping in San José, the improved parks we will play in and maybe the job that's close to home. I hope I'll be able to point to our beautiful hill sites in Coyote valley and the city took the leadership necessary to not change a thing. Thanks again for all your great work. Now let's implement our great general plan as fast as we can. Thank you.

>> Mayor Reed: Jessica Gonzales, Roger McGuarin, Susan Marsland.

>> Good evening, honorable mayor and city council. I'm Jessica Gonzales, I'm a San José student and a member of the San José cool cities team. As a lifetime member of San José I've seen the city flourish and thrive, especially in downtown, but I've also been the witness to some poor planning. I'm glad that 2040 general plan has made our city into people friendly and transit -- sorry, transit accessible city. I'm here to express my support for the open hillside choice of further restricting the development and ensuring that the proposed limitation of 10% of developed land is implemented. This open hillside option has been recommended by the general force task. Being a native of the Evergreen foothills I've witnessed its beauty every day. I wake up and I see it outside my window and I think this is something that should be protected. And we should concentrate our growth on in-fill development. The idea of continuing to allow the city to grow outwards does not fall into line with the goals of being leaders and creating a more sensitive sustainable esthetically please city. Thank you.

>> Mayor Reed: Roger McWarin, Susan Marsland, Juan Estrada.

>> Good evening, Mayor Reed and councilmembers. My name is Roger Regedin, I'm a resident of the Fairways Neighborhood Association, which is adjacent to the Rancho Del Pueblo site. Our residents are very concerned about the prospect of losing our precious open space, in the future. To development and we want to thank the mayor and the staff for dropping the proposal at this time. We hope that council won't decide what to do with this site without considering the input already given by hundreds of residents, as well as open space needs in our parks, the deficit, district and the existing environmental issues like major congestion and air quality issues. I urge you to consider goals like social equity when you hear about this site. Once again, during the budget process. Thank you.

>> Mayor Reed: Susan Marsland, Juan Estrada, Brian Darrow.

>> Don't start my time yet, he's putting up a map. Good evening, honorable Mayor Reed, and city council, I'm Susan Marsland. I'm hard work of the planning staff, they're amazing and the envision 2040 task force to correct prior land use errors which transform San José from a bedroom community to a healthy and sustainable balance between jobs, housing, with planned growth areas, 70 urban villages. It emphasizes integrating transit mode, choices that support environmental sustainability, SB 375 and San José's acclaimed Green Vision plan. Vision 2004 includes a lot of positive outcomes with policy and goals to attract the creative work for fiscal responsibility, walkable, healthy communities environmental sustainability, open space all, all these quality of life for San José residents. You have received an e-mail correspondence from stakeholders environmental groups concerning open hillside and asking it to be protecting inappropriate uses. A March correspondence from the planning staff recommended plan option 1 you've heard about tonight to support a 10% limitation on developable land. I ask you to consider as your commitment to San José's fiscal responsibility and goals by strengthening the language in LU 19.6 not to include development until 2040 by focusing on growth areas. The First Amendment in the ERI dated in September should includes stronger language to require private development to pay the full cost of any, all infrastructure needs that do not fall within the City's boundaries as specified in the plan. Taxpayers should not be responsible, and in accordance to this goal set forth in the plan for fiscal responsibility. I hope you improve the plan today to include policy change in the open hillside as a participant in the process for two and a half years I look forward to seeing the full implementation of the plan for future generations. I have complete confident in your present --

>> Mayor Reed: Sorry your time is up.

>> Thank you so much for your time.

>> Mayor Reed: Juan Estrada, Brian Darrow.

>> My name is Juan Estrada. I'm quality of life on the East side of San José. We ask that the city council and the mayor heed the recommendations of the envision San José 2040 task force regarding the existing recreational open space known as or currently known as the Rancho Del Pueblo golf course, over 600 community members at three community meetings overwhelmingly support the recommendation. Plus a map is simple. If it's ever sold the cost to buy back and reconvert it would be in excess of the sale price. We appreciate that you consider community feedback when making your decision. We promise to do our part in speaking out in the future should there be a proposal in the future with the envision 2040 task force recommendation. Thank you.

>> Mayor Reed: Brian Darrow is the last card I have. I'm not taking repeat speakers, if you spoke this afternoon, that was it, sorry.

>> Good evening, my name is Brian Darrow, of working partnerships San José. I was part of the envision task force. And special thanks for Councilmember Liccardo and Councilmember Oliverio, for four-plus years of service, I'm sure that's exactly how you wanted to spend every fourth Monday from 2007 to 2011, but I do think there was a lot of value in taking the time that we took. There's very dedicated folks on the task force it was a diverse group and there's a lot of dedicated community members who came as well. And just to give staff another pat on the back because I think it was a Herculean effort they gave given dwindling resources and putting together a really high quality plan. So as a result of that I think the plan you have in front of you is very balanced, it's thoughtful and it's a comprehensive vision for the future of San José. It's one that sets us on a more sustainable path, and in particular I want to applaud the plan for including community health for the first time, also for aggressive goals to reduce vehicle miles traveled, for its village planning concepts and the strategy to focus growth around transit corridors and stations, and also for including social equity as a planning goal. Which was one of the first guiding principles. I know many of us on the task force and in the community don't view this as the end of the process. Now that we have a strong vision for growth, the next challenge is really turning that vision into a

reality. And my organization, we're certainly excited to continuing to partner with the city and making sure that the plan is successful. Thank you.

>> Mayor Reed: That concludes the public testimony. We'll now take up council discussion. I think Councilmember Liccardo wants to make the motions. Let me just describe again what is in front of us tonight. As I mentioned, earlier, the rancho item and the Istar item have been dropped so those are not in front of us tonight. What are in front of us are several things. The first motion needs to be a resolution on the findings, mitigation measures and alternatives. Then if we've done that, we should take up a motion on the recommendations from the task force, the recommendations of the Planning Commission, the recommendations from the staff. And the alternatives with the exception of the one option A-3 dealing with Mabury road, Councilmember Chu has a memorandum on that and we'll take that one up separately. So that's I think three motions or more, depending on how it all works out so Councilmember Liccardo.

>> Councilmember Liccardo: Thank you, mayor. I'd like to first disclose that on option A-3, relating to Mabury road I've had a conversation with Councilmember Chu approximately ten days ago regarding the Mabury road option, which I believe would then constitute a separate Brown Act group so I've been advised for that reason that it would be best if we were to take that separately as the mayor has recommended. I'd like to make the following motion then, as to first, that we adopt a resolution making certain findings concern mitigation measures and making findings concerning alternatives all in accordance with the California Environmental Quality Act in connection with the envision San José 2040 general plan program and environmental impact report. And -- that a separate motion?

>> Mayor Reed: I think we'll vote on that first before we vote on the others.

>> Councilmember Liccardo: Fair enough, I'd like to make that motion first -- and if I might --

>> Second.

>> Mayor Reed: There is a second on the organization.

>> Councilmember Liccardo: I neglected to thank a lot of organizations that have been pulling very hard with us. I wanted to thank several of those organizations, I'm sure I haven't exhausted that list, but certainly the health trust and Fred Ferrera's very innovative efforts to engage us to ensure that Public Health is first and foremost in the plan. The community foundation, Communiversity, the green belt alliance, there have been many great organizations that have been pushing to ensure that this is as comprehensive a plan and one that incorporates as much of the community input as is possible. Very grateful for their involvement. And you know, it was mentioned very well I think by Brian Darrow, what a unique group this was, this task force. It was certainly a diverse group but many ways the best and brightest minds of the community came together and we're certainly much better off for their considerable insights. And I think what we saw after four years of effort, both from that task force, as well as from the community that routinely came to us, was that we've got a community that's very passionate about the future of San José. And I think Megan fluke's comments certainly reflected that. There are people who care deeply about what this community becomes and I'm very grateful for their hardworking making this plan happen.

>> Mayor Reed: All right, we have a motion. Councilmember Kalra.

>> Councilmember Kalra: Nothing much more to add than what Councilmember Liccardo says other than what I already said this afternoon, already on the record. But just wanted to thank you mayor for the dropping the Istar in addition to rancho, I didn't make any mention earlier this afternoon about Coyote valley but I certainly want to

thank the task force coming forward with the recommendation that leaves Coyote valley untouched for the foreseeable future.

>> Mayor Reed: Councilmember Campos.

>> Councilmember Campos: Thank you, mayor. Same thing. My comments from this afternoon. And I also wanted to, for the audience, thank those that participated in the 2040 update, I mean four years of your life, it's a long time. And a lot of dedication for you to stay focused and keep your eye on the prize. Which is what we'll do tonight. And for staff, for putting the work into this. And also, just to highlight that, you know, this is -- in a lot of ways this is history. I mean how often do you see a general plan that has language and direction on social equity and access to healthy lifestyles. You don't see this very often and maybe this is the only -- I heard this is unique to California. Maybe it's unique to the country. But I -- you know I look forward to implementing this. And, you know, support the motion. And lastly to thank the mayor for dropping Istar as well as Rancho Del Pueblo. Thank you.

>> Mayor Reed: Councilmember Rocha.

>> Councilmember Rocha: Thank you, mayor. I'm going to echo what everyone else has said and what I said earlier and thank my colleagues for spending time on this, staff for staying focused as Councilmember Campos just mentioned and the task force members and all those folks who showed up just to provide input and all the organizations. This is a great document and a great team effort and it's documents like this that make San José the great place it is. I'm going to reiterate a little bit my thoughts on the urban village and the density levels that I mentioned today, and really just raise the question about the lack of opportunities in terms of product opportunities for housing options, detached versus the density levels in the attached housing we're talking about. My hope is that this is the right direction. I'm not going to be the one that second guess this, we can talk about focus and speculation. I know the folks I represent in Cambrian, he value the home they have, to tell your

kids go outside and play is really off the charts, and the opportunity for other folks, they may not want it, I'm not sure I am willing to go that far, but I recognize the need that we have in terms of avoiding sprawl and the urban reserves and trying to get more folks engaged with transit and pedestrian and bicycles so I really recognize the effort on than I understand why we're doing it so thank you.

>> Mayor Reed: Councilmember Pyle.

>> Councilmember Pyle: Thank you mayor. I just wanted to add my appreciation to all of you. This is a wonderful, wonderful document. I know you have put in hours and hours and years and years and I just want to let you know how much I appreciate that. Thank you.

>> Mayor Reed: Councilmember Herrera.

>> Councilmember Herrera: Thank you, mayor. Once again I said it earlier, thank you to the staff, thanks to my colleagues who led on this. Thank you to everybody that was part of it. I think it's very important now that we have this vision, the vision is if you don't have a vision you're not going to achieve anything. So I think it's really great that we have this kind of a vision that incorporates all of the things that my colleagues have been talk ugh about. It is groundbreaking in terms of social equity and all those things as well as the urban villages. I grew up in San José, I grew up in East San José. I saw the effects of a lot of bad planning, being in areas where there wasn't enough parks and wasn't enough access to folks and so every time I think about the village I think about growing up and wishing that we had those kinds of things. I talked about Portland earlier because that is the kind of community I would like to see some of those neighborhoods see San José become. Not that we haven't had is the good planning, yes we have Joe. There has been transit oriented planning around transit but we need more of it. I want to say what I said earlier, I think we need to look at transit as an enabling technology, not just putting transit out there, and hoping some development is going to be there. But really, actually involving developers in our

vision and helping them understand this is how they need to incorporate new ways for people to be able to get -- to travel to and from, and that would include everything, including possibly looking at street cars like we saw in Portland which are less expensive than light rail, and could be somewhat thought of as an alternative to buses. But I think we need to get really creative in transit and see that as enabling technology both as our population ages. I hear more and more from people that they are worried about how they're going to get around. Especially folks living out in our suburban areas. And if we don't want to seize 85 and 95 year olds having to drive cars then we have to look at how we're going to do this transit. I think it's a great plan. I think we need to go out and execute it.

>> Mayor Reed: Vice Mayor Nguyen.

>> Councilmember Nguyen: Thank you. I just wanted to echo the thanks that the mayor and my colleagues have expressed. One of the things I was really impressed with is the outreach effort, the inclusion of more than 5,000 community members really making their voice heard. That's why I think that this comprehensive plan is a product of our community. It's a product of so many people that actually provide input in the last four years or so. And so when you look at major cities like Boston, New York, Chicago, we always think about the access to walk to bike to hike and this is something that we're going to see with our city here in San José for many years to come. And so we're here at the wavelength of these major metropolitan cities throughout the United States, and it's just great be able to look forward to that. I think the general plan is going to substantially increase the quality of life for the residents and it's going to be a major driver and major piece of economic development and becoming a more sustainable city in the future. So thank you to all the task force members, the staff, Councilmember Liccardo, Councilmember Oliverio, Vice Mayor Judy Chirco for being here, thank you for all the hard work and I truly believe that this is a product of this city. Thank you.

>> Mayor Reed: Councilmember Oliverio.

>> Councilmember Oliverio: Thank you, mayor Reed. I believe the city, as I'm sure everyone has heard the quote, cities are never done, they're always continuing to be built, San José is on version 1.0 or 1.1, wherever you want to put it. The document, it's a great symbol of professional planning staff. There may be any number of opinions on planning staff in the city. It doesn't get all the love because your department is fee based and we can't always fund you. But when you look at the talent you put on the General Plan, we put General Funding behind the team, and we have great planners working on the plan. We may not agree on every level of detail but I think that's difficult to do that or anything. I just want to hold it as an accolade for the good work that has been done. As much as it is the plan it is the resolve of the council on any given day to implement the plan and I certainly hope we'll have the resolve to implement it because I certainly have seen it has not always been implemented and I think that could be a portion of the fiscal quagmire the City's been in. I think the plan really does plan for economics and environment in a way that wasn't called for in other plans. It's been called out in some ways but this has been more specific because we had task force members speaking on maintaining cities and we had task force members speaking on the need for the environment. We can't just continue the way we're doing because gas isn't always going to be affordable or our source of electricity or power. There's going to be a new world coming and I think if you look at the past the single family home has increased in incredible amount in the square footage, right? People just want these bigger houses but that's because we've been able to give them cheap power. At the same time, individual square footage has been increasing greatly. It is the metric where you have sprawl you end up having where 50% of kids used to get driven to school it is over 90%. It is those changes, we need to celebrate new urbanism and I think we have 80% of our housing type is already single family home and there is nothing to say that some of these neighborhoods that got neglected might get reinvested. If you built scarcity in the system they'll want to improve neighborhoods that have fallen behind. I think Councilmember Liccardo said it very well today. You know we're going to have decreasing families, size of families in North America and the whole northern hemisphere. And not everyone's going to want a 10,000 square foot lot or an 8,000 square foot lot, and as people get older and live longer they may seek other alternatives for living in or a young person might choose that as well. And then I just want to mention when it comes to the hillsides there will be no golf course. There will be no golf course. There is the option 50 year 2040 that there could be a vineyard with no irrigation that has to do rainwater capture. There is a potential for a memorial park. Which when someone mentioned that I didn't know

what it was talking about, a cemetery, there is an option down the road for a cemetery down the road. I think it's one of those odd topics, that people don't take about. But oak hill, which has been in the news a lot for the hell's angels funerals, that was actually established in 1800. Calvary on the eastside was in the same century, and both those places are 90% full. And I don't think it's probably the best land use to put a new cemetery in the middle of San José and guess what, surprise, not everyone might want to live next to one. So the reality is, is we're going to -- you know the staff has put in very strict guidelines on that, not -- no more than 2% should be a building. No more than 10% should be a walkway or a parking lot. And I think you know to have that option for sometime there makes sense. We have thousands of people die every year and there's -- we need to service those families to allow, allow them to have -- to allow them to be close. I don't think this is the level of government where we're saying everyone should be cremated. So that's not what we're doing here at the city government level. I just want to say that because this is not going to become a golf course if anyone thought that was the case.

>> Mayor Reed: City Manager.

>> City Manager Figone: Thank you, mayor. There's been many thanks this evening and I do appreciate your thanks to staff. I would like to add mine, and maybe add a little different twist. You know during this period of time that this plan has unfolded and many of you have commented on the loss of resources in the department. They were one of the first that were very hard-hit with the downturn in the economy. And throughout this time, Joe and Laurel in particular have had to navigate through tremendous changes, managing of staff, exodus of many of the more junior talent, in the whole -- during this whole time, I was very close to their decisions, and they kept this plan a very high priority doing much juggling and shuffling and putting other high priority items on the shelf. I just wanted to acknowledge them from that perspective, acknowledge all of the members of the team, D.O.T, Public Works, OED, the city attorney's office, for their commitment and just at a time when many might be questioning why they're in public service, this group has hung in there, they've modeled the way for that next generation, and they've been the glue to this process. So I just wanted to acknowledge that and thank you all.

>> Mayor Reed: That concludes the debate for this resolution, the environmental resolution. Ton resolution itself, all in favor, opposed, none opposed, two absent, that carries 9-0. Now, a motion on the substantive matters. Councilmember Liccardo.

>> Councilmember Liccardo: I'd like to make a motion to adopt a resolution to approve the envision 2040 general plan, for the City of San José, as recommended by the Planning Commission, and director of planning, including the supplemental reports dated October 17th, and October 28th, and as incorporated within those memoranda. Thank you.

>> Mayor Reed: All right, we have a motion and that includes the change in the map on the --

>> Councilmember Liccardo: Yes, thank you.

>> Mayor Reed: Was clarification tonight. Whatever.

>> Councilmember Liccardo: Include staff's verbal recommendations from this evening, thank you.

>> Mayor Reed: On that motion, further discussion, all in favor, opposed, none opposed, that's approved. Now we have one last item to take up that was Councilmember Chu's memorandum on option A-3. Which is a privately requested option for -- on 12750 Mabury road matter. Councilmember Kalra.

>> Councilmember Kalra: Mayor I was actually on this last one you mentioned the memo on September 17th. And is also the one on the 21st, that we just voted on just this last vote?

>> Mayor Reed: That was the staff report supplemental reports October 17th and 28th.

>> Councilmember Kalra: October 17th and 28th, right?

>> Councilmember Liccardo: Hopefully I got the dates right I meant to include all the supplemental staff memoranda.

>> Councilmember Kalra: I was looking at the -- so in looking at the agenda, under 10.2, and then right now, we're taking up A-3 separately. And so the vote right now was on A-1, was already taken into account, so I thought earlier today that we were going to take all of them separately but it was just A-3 we were taking separately?

>> Mayor Reed: Yes.

>> Councilmember Kalra: Okay, mayor would you consider, I don't know, if the council would consider a reconsidering on just A-1 which has to do with the hillside.

>> Councilmember Liccardo: I think you can make a motion to reconsider. Alternatively, you could just have the council record a no vote.

>> Councilmember Kalra: Well I don't know --

>> Councilmember Liccardo: Why don't you make a motion to reconsider, I'll be happy to second it.

>> Councilmember Kalra: The motion to reconsider A-1, the hillsides.

>> Councilmember Liccardo: Second it.

>> Councilmember Kalra: And then Mr. Mayor.

>> Mayor Reed: The motion was the entire package.

>> Councilmember Kalra: I understand.

>> Mayor Reed: Now we have a motion to reconsider the entire package. If the motion to reconsider the entire package we could vote on the entire package.

>> Councilmember Liccardo: Mayor forgive me. My understanding was this was essentially an effort to bifurcate a vote. I believe Councilmember Kalra didn't understand at the time that he was voting on an entire package.

>> Councilmember Kalra: Yes, I believe that we were going to be voting on each of the items A 1, 2 and 3 separately after the main recommendation.

>> Mayor Reed: Okay. But we have a motion that passed so we're going to reconsider it and if it passes we're going to break it up.

>> Councilmember Kalra: Ask my colleagues just because of my misunderstanding on how we were going to proceed, if everyone would consider a motion to reconsider so at least I can speak to that item.

>> Mayor Reed: Okay, on the motion to reconsider, all in favor, opposed, none opposed, okay. One opposed, Councilmember Pyle. On the reconsideration. All right, now we can reconsider, Councilmember Liccardo do you want to restate your motion? I think it's a request to bifurcate I guess.

>> Councilmember Liccardo: Essentially there's a request to bifurcate. I'm happy to take these separately. The remaining items would be A-2 K A-4 K A-5.

>> Councilmember Kalra: Councilmember Liccardo, if we could bifurcate A-1 and vote on everything else and just speak to the open hillside items, at staff from September 21st report, AB and C.

>> Councilmember Liccardo: Let's fine, let's take them sequentially. I'll make a motion to pass staff recommendation A-1.

>> Councilmember Herrera: Second.

>> Mayor Reed: Wait a minute, we have a big package here. The original motion included the task force, the Planning Commission, two staff reports, October 17th and 28th. And the modification this evening. And the option. So are you going to pull all the options off?

>> Councilmember Liccardo: My motion would be to approve the general plan, as recommended by staff. Including all of the supplemental reports, and staff's recommendation as to A-1, leaving A-2 through A-5 for four subsequent votes.

>> Mayor Reed: Except Councilmember Kalra I think wants A-1 pulled out.

>> Councilmember Kalra: Councilmember Liccardo, the mayor is right. If we take A-1, because I want to vote on the rest of the general plan which I approve of.

>> Councilmember Liccardo: That's fine, we'll just take A-1 separately, and do these in order and I'm make the motion to A-1. The motion is to approve staff's recommendation as to A-1.

>> City Attorney Doyle: You have a general plan and you have three options which are --

>> Councilmember Liccardo: I'm happy to go in any order that would make everyone happy.

>> City Attorney Doyle: My recommendation is to take the general plan and then take each option separately.

>> Councilmember Liccardo: That will be the motion to approve the general plan.

>> Councilmember Herrera: Second.

>> Mayor Reed: All right and we will come back to the three separate items.

>> Councilmember Liccardo: Right.

>> Mayor Reed: On that motion, all in favor? Opposed? None opposed, all right. On the options we got three options here, the open hillside development is number 1, that was Councilmember Constant's.

>> Councilmember Liccardo: Motion to approve staff recommendation.

>> Mayor Reed: Motion is to approve the staff recommendation on the hillside development. Councilmember Kalra did you want to speak to that one?

>> Councilmember Kalra: Yes, would I like to a substitute motion as delineated. Options 1 A B and C in regards to open hillsides.

>> Mayor Reed: Motion fails for lack of a second.

>> Councilmember Kalra: Then I'll register a no vote. I think we should be more restrictive when it comes to open hills development especially since we're doing further density, we're doing further density particularly in terms of housing especially in addition to the fact that 1A, as is suggested, would limit any new golf courses on hillsides, I think that there's no need to -- especially with our hillsides to have golf courses on them. Particularly when we're already discussing and debating in the future months golf courses that are within our urban core, that we are questioning whether they should be in existence or not. I think at this time we should leave our hillsides open we should further restrict site disturbance and the restriction of nonnative vegetation is also, considering water, ensuring that we have drought resistant plants that are native to our habitat. So I will be voting against the motion on the table.

>> Mayor Reed: I'm going to support the motion on the table, the recommendations are consistent with the recommendations the council gave the task force in January 25th of this year so I think we should just go ahead and do that. On the motion, all in favor, opposed? I count one opposed two absent so the motion passes 8-001 or 8-1-00, whatever. We have eight in favor. Only needed six. Councilmember Liccardo, the other options.

>> Councilmember Liccardo: As to item A-2 make a motion to problem of the staff recommendation.

>> Mayor Reed: Motion is to approve staff recommendations on item A-2. All in favor, opposed, none opposed, that's approved. Item A-3, 12750 Mabury road et cetera. Councilmember Liccardo. No motion. Care to make a motion on that? Councilmember Campos.

>> Councilmember Campos: Thank you, mayor. I move to adopt Councilmember Chu's memo. And approve -- and not -- let's see, how do I want to word this? Not take the Planning Commission's recommendation and approve Councilmember Chu's memorandum.

>> Councilmember Rocha: Second.

>> Councilmember Campos: And I also wanted to disclose I did have -- I did talk to the applicant. Mr. Sabatino. Thank you.

>> Councilmember Liccardo: I also spoke with the applicant.

>> Mayor Reed: All right, we have a motion to approve the option as described in the agenda. I won't go into it. On that motion, all in favor? Opposed? Count two opposed, Liccardo, Reed opposed, three opposed, Kalra opposed, that passes on a 5-3, 6-3, we needed six we got six. That passes on a 6-3 vote. Any other motions you want to make Councilmember Liccardo?

>> Councilmember Liccardo: As to item A-4, I move to approve the staff recommendation.

>> Mayor Reed: I think we're done, aren't we?

>> Councilmember Liccardo: I think that's off. We're done.

>> Mayor Reed: People were hoping this would go on for hours. I hate to disappoint you. I think we're done. We have only the open forum left to go. So let me just close this particular hearing with an omnibus thank you. On behalf of the entire council and all the people that worked on this, most of whom have been thanked personally, if you didn't get thanked personally tonight, I'm sorry. We tried to reach out and thank everybody but there's obviously too many people to be thanked so we didn't get it. Congratulations to the task force. You are now released from your sentence. But you're just on parole. We can call you back! Any requests to speak under the open forum. No, no cards on the open forum. We're adjourned.