



City Council Meeting Minutes

**Tuesday, September 1, 2026
1:30 PM**

**Hybrid Meeting - Council Chambers and Virtually -
<https://sanjoseca.zoom.us/j/98221474336>**

Closed Session at 9:30 a.m.

MATT MAHAN, MAYOR
ROSEMARY KAMEI, DISTRICT 1
PAMELA CAMPOS, DISTRICT 2
ANTHONY TORDILLOS, DISTRICT 3
DAVID COHEN, DISTRICT 4
PETER ORTIZ, DISTRICT 5
MICHAEL MULCAHY, DISTRICT 6
BIEN DOAN, DISTRICT 7
DOMINGO CANDELAS, DISTRICT 8
PAM FOLEY, VICE MAYOR, DISTRICT 9
GEORGE CASEY, DISTRICT 10

- **Call to Order and Roll Call**

9:30 a.m. – Closed Session. *See Pages 12-13 for the Closed Session Minutes.*

Present Councilmembers: Kamei, Campos, Tordillos, Ortiz, Doan,
Candelas, Foley, Casey, Mahan.

Absent Councilmembers: Cohen, Mulcahy.

1:33 p.m. – Regular Session.

Present Councilmembers: Kamei, Campos, Tordillos, Ortiz, Mulcahy,
Doan, Candelas, Foley, Casey, Mahan.

Absent Councilmembers: Cohen.

- **Pledge of Allegiance**

Mayor Matt Mahan led the Pledge of Allegiance.

- **Invocation**

Jayendra Kalakendra Dance School led the invocation with a dance performance.

- **Orders of the Day**

Action: Upon motion by Councilmember Michael Mulcahy, seconded by Councilmember Domingo Candelas, and carried unanimously, the Orders of the Day were approved, which included the *deferral of Item 8.2 to the September 22, 2026 City Council meeting.* (9-0-2; Absent: Cohen, Ortiz)

- **Adjournment Recognition**

None provided.

- **Closed Session Report**

None provided.

1. CEREMONIAL ITEMS

1.1 Councilmember Peter Ortiz presented a proclamation declaring September 6, 2026 as Lowrider Day, celebrating the creativity, ingenuity, and cultural pride of San José's lowrider community and honoring its lasting contributions to our city's history and identity.

1.2 Councilmember Domingo Candelas presented a proclamation declaring September 2026 as National Childhood Cancer Awareness Month to raise awareness of childhood cancer in San José and recognize the Mithil Prasad Foundation for its efforts to support children and families impacted by pediatric cancer.

2. CONSENT CALENDAR

Councilmember Pamela Campos pulled Item 2.11 for comment.

Public Comment: (*In Person*) Matt Tinsley; (*Virtual*) Brian Darby and Kristen Andersen offered public comment regarding the Consent Calendar.

Action: Upon motion by councilmember Pamela Campos, seconded by Councilmember Peter Ortiz, and carried unanimously, the Consent Calendar was approved as a whole; including approval of the joint memorandum co-authored by Mayor Mahan, Councilmember Pamela Campos, Councilmember George Casey, Councilmember David Cohen, and Councilmember Anthony Tordillos, dated September 1, 2026, regarding Item 2.11. (10-0-1; Absent: Cohen)

2.1 Approval of City Council Minutes.

(a) Regular City Council Meeting Minutes of August 11, 2026.

(b) Regular City Council Meeting Minutes of August 18, 2026.

CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action.

Action: The City Council Minutes were approved. (10-0-1; Absent: Cohen)

2.2 Final Adoption of Ordinances.

(a) Ordinance No. 31345 - An Ordinance of the City of San José Rezoning Certain Real Property of an Approximately 600.16-Gross-Acre Site, Situated on the East Side of Harry Road, Approximately 300 Feet Northeast of the Harry Road and Camden Avenue Intersection (650 and 20500 Harry Road) (APN: 701-30-002, 701-30-003, 701-31-003, and 701-31-005) from an A(PD) Planned Development Zoning District to the IP Industrial Park Zoning District on an Approximately 35.097-Gross-Acre Portion of the Site and to the OS Open Space Zoning District on an Approximately 565.063-Gross-Acre Portion of the Site.

[Passed for Publication on 8/18/2026 - Item 10.1(a) (26-850)]

Action: **Ordinance No. 31345** was adopted. (10-0-1; Absent: Cohen)

2.3 Approval of Council Committee Minutes.

(a) Regular Joint Meeting for the Rules and Open Government Committee Minutes of August 12, 2026.

(b) Regular Joint Meeting for the Rules and Open Government Committee Minutes of August 19, 2026.

(c) Regular Meeting for the Neighborhood Services and Education Committee Minutes of August 13, 2026.

(d) Regular Meeting for the Public Safety, Finance and Strategic Support Committee Minutes of August 20, 2026.

CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action.

Action: The Council Committee Minutes were approved. (10-0-1; Absent: Cohen)

2.4 Mayor and Council Excused Absence Requests.

None provided.

2.5 City Council Travel Reports.

None provided.

2.6 Report from the Council Liaison to the Retirement Boards.

None provided.

2.7 Amendment to the Agreement with the County of Santa Clara for Participation in the Household Hazardous Waste Collection Program. - DEFERRED TO 9/29/2026 PER ADMINISTRATION

Approve the First Amendment to the Agreement with the County of Santa Clara for Countywide Household Hazardous Waste Collection Program, increasing the compensation by \$3,440,401, from \$1,200,000, for a not-to-exceed total compensation of \$4,640,401, for Fiscal Years 2024-2027, retroactive to September 18, 2025.

CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (Environmental Services)

DEFERRED TO 9/29/2026 PER ADMINISTRATION**2.8 Actions Related to the Purchase Orders for Concrete Removal, Replacement, and Repair Services.**

Adopt a resolution authorizing the City Manager or her designee to:

(a) Execute purchase orders with Duran Construction Group, (San José, CA), Golden Bay Construction, Inc. (Hayward, CA), and J.J.R. Construction, Inc. (San Mateo, CA) for the purchase of concrete removal, replacement, and repair services beginning on or about September 1, 2026, and ending on or about August 31, 2027, for a not-to-exceed amount of \$5,670,000, subject to the appropriation of funds;

(b) Approve a contingency of \$570,000 for additional unanticipated concrete removal, replacement, and repair services, subject to the appropriation of funds; and

(c) Exercise up to six one-year options to extend the term of the purchase orders with the last option ending on or about August 31, 2033, subject to the appropriation of funds.

CEQA: Determination of Consistency with the Norman Y. Mineta San José International Airport Master Plan Amendment Environmental Impact Report, File No. ER22-279; Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment; and Categorically Exempt, File No. ER24-313, CEQA Guidelines Section 15301(c), Existing Facilities. (Finance)

Action: **Resolution No. RES2026-279** was adopted, authorizing the City Manager or her designee to:

(a) execute purchase orders with Duran Construction Group, (San José, CA), Golden Bay Construction, Inc. (Hayward, CA), and J.J.R. Construction, Inc. (San Mateo, CA) for the purchase of concrete removal, replacement, and repair services beginning on or about September 1, 2026, and ending on or about August 31, 2027, for a not-to-exceed amount of \$5,670,000,

subject to the appropriation of funds;

(b) approve a contingency of \$570,000 for additional unanticipated concrete removal, replacement, and repair services, subject to the appropriation of funds; and

(c) exercise up to six one-year options to extend the term of the purchase orders with the last option ending on or about August 31, 2033, subject to the appropriation of funds. (10-0-1; Absent: Cohen)

2.9 Approval of Free Use of the Janet Gray Hayes Rotunda, Wing Committee Rooms, and Council Chambers for the 2026 Graphic Novel Making Contest Awards Celebration.

Adopt a resolution authorizing “Free Use” of the Janet Gray Hayes Rotunda, Wing Committee Rooms, and Council Chambers for the Graphic Novel Making Contest Awards Celebration on Saturday, September 19, 2026, hosted by the Library Department.

CEQA: Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to physical environment. (Library)

Action: **Resolution No. RES2026-280** was adopted, authorizing “Free Use” of the Janet Gray Hayes Rotunda, Wing Committee Rooms, and Council Chambers for the Graphic Novel Making Contest Awards Celebration on Saturday, September 19, 2026, hosted by the Library Department. (10-0-1; Absent: Cohen)

2.10 Actions Related to Phase 5 of the Youth Service Corps Program.

Adopt the following 2026-2027 Appropriation Ordinance and Funding Sources Resolution amendments in the General Fund:

(a) Increase Revenue from State of California by \$2,907,364; and

(b) Establish the CaliforniansForAll Phase 5 Climate Change Pathway - PRNS City-Wide Expenses appropriation to the Parks, Recreation and Neighborhood Services Department in the amount of \$2,907,364.

CEQA: Not a Project, File No. PP17-004, Government Funding Mechanism or Fiscal Activity with no commitment to a specific project which may result in a potentially significant physical impact on the environment. (Parks, Recreation and Neighborhood Services/City Manager)

Action: **Ordinance No. 31347** and **Resolution No. RES2026-281** were adopted, regarding the following amendments in the General Fund:

(a) increasing Revenue from State of California by \$2,907,364; and

(b) establishing the CaliforniansForAll Phase 5 Climate Change Pathway - PRNS City-Wide Expenses appropriation to the Parks, Recreation and Neighborhood Services Department in the amount of \$2,907,364. (10-0-1; Absent: Cohen)

2.11 Amendment to City Council Policy 6-14, Guidelines for Child Care.

Adopt a resolution amending City Council Policy 6-14, Guidelines for Child Care, to incorporate current state regulations (Assembly Bill 752) and applicable local regulations for child daycare facilities.

CEQA: Not a Project, File No. PP17-008, General Procedure and Policy Making resulting in no changes to the physical environment. (Planning, Building, and Code Enforcement/City Manager)

Councilmember Pamela Campos acknowledged the accessibility of child care related to City Council Policy 6-14.

Action: **Resolution No. RES2026-282** was adopted, amending City Council Policy 6-14, Guidelines for Child Care, to incorporate current state regulations (Assembly Bill 752) and applicable local regulations for child daycare facilities; **AND**

Including acceptance of the joint memorandum co-authored by Mayor Mahan, Councilmember Pamela Campos, Councilmember George Casey, Councilmember David Cohen, and Councilmember Anthony Tordillos, dated September 1, 2026, with the following recommendations:

1. Accept the staff recommendation.
2. Direct the City Manager to include the following new ordinance and policy considerations in the Department of Planning, Building, and Code Enforcement's Citywide Planning Work Plan Reprioritization item that is currently scheduled for the October 6, 2026, City Council meeting:
 - a) Repeal of Council Policy 6-14;
 - b) Amendments to Title 20 (Zoning Ordinance or Zoning Code) of the San José Municipal Code to allow child day care center as a permitted use in the Commercial Pedestrian, Commercial Neighborhood, Commercial General, and Public/Quasi-Public Zoning Districts; and
 - c) Amendments to Title 20 (Zoning Ordinance or Zoning Code) allowing child day care center use exceeding 60 children and on sites less than 10,000 square feet with a Special Use Permit. (10-0-1; Absent: Cohen)

2.12 Actions Related to the 9116 - Convention Center HVAC Control Upgrades Project.

- (a) Report on bids and award of a contract for the construction of 9116 - Convention Center HVAC Control Upgrades Project to the lowest responsive, responsible bidder, Mesa Energy Systems Inc., for the base bid and Bid Alternate No. 1 in the amount of \$2,287,010; and
- (b) Approve a 15% contingency in the amount of \$343,052.

CEQA: Categorically Exempt, File No. ER20-023, CEQA Guidelines Section 15301, Existing Facilities. Council District 3. (Public Works)

Action: Actions Related to the 9116 - Convention Center HVAC Control Upgrades Project were approved. (10-0-1; Absent: Cohen)

2.13 VEBA Advisory Committee Appointment.

As recommended by the Rules and Open Government Committee on August 26, 2026, approve the appointment of Edward Carboni, nominated by the Police Officers' Association (POA), as the POA's active employee member to the Voluntary Employees Beneficiary Association (VEBA) Advisory Committee (VAC) for a partial term ending May 31, 2028.

CEQA: Not a Project, File No. PP17-010, City Organizational and Administrative Activities resulting in no changes to the physical environment. (Human Resources)

[Rules Committee referral 8/26/2026 - Item B.2]

Action: The appointment of Edward Carboni, nominated by the Police Officers' Association (POA), as the POA's active employee member to the Voluntary Employees Beneficiary Association (VEBA) Advisory Committee (VAC) for a partial term ending May 31, 2028, was approved. (10-0-1; Absent: Cohen)

3. STRATEGIC SUPPORT

3.1 Report of the City Manager, Jennifer Maguire (Verbal Report).

City Manager Jennifer Maguire highlighted the *Clear the Shelters Campaign*, noting that the San José Animal Care Center waived adoption fees throughout August, and has celebrated more than 460 adoptions since August 1, 2026. Although the campaign has ended, the shelter remains at capacity and residents are encouraged to help by adopting or fostering animals.

3.2 Labor Negotiations Update

None.

3.3 Amendment to the Contract with the California Public Employees' Retirement System (CalPERS) to Allow Employees in the Deputy Chief Investment Officer Classification in the Office of Retirement Services to Enroll in CalPERS Retirement Benefits.

Approve an ordinance to amend the City of San José's contract with the California Public Employees' Retirement System (CalPERS) to allow employees hired into the Deputy Chief Investment Officer classification in the Office of Retirement Services on or after the effective date of the amendment to enroll in the CalPERS defined benefit pension plan with an anticipated effective date of October 25, 2026.

CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (City Manager)

Public Comment: (*Virtual*) Brian Darby offered public comment.

Action: Upon motion by Vice Mayor Pam Foley, seconded by Councilmember Rosemary Kamei, and carried unanimously, **Ordinance No. 31348** was *passed for publication*, amending the City of San José's contract with the California Public Employees' Retirement System (CalPERS) to allow employees hired into the Deputy Chief Investment Officer classification in the Office of Retirement Services on or after the effective date of the amendment to enroll in the CalPERS defined benefit pension plan with an anticipated effective date of October 25, 2026. (10-0-1; Absent: Cohen)

3.4 Grant of Franchise to Tokay Energy Storage 1, LLC for Electric Services for Public Rights-of-Way.

(a) Adopt a resolution authorizing the City Manager, or her designee, to negotiate and execute a Memorandum of Understanding to secure a performance and partnership agreement and a Community Benefit Agreement.

(b) Conduct a Public Hearing and approve an ordinance granting a franchise to Tokay Energy Storage 1, LLC for the purpose of transmitting electric service in the City's public rights-of-way.

CEQA: Community Plan Exemption, File No. CP24-015, CEQA Guidelines Section 15183, Projects Consistent with a Community Plan or Zoning. Council District 10. (Public Works)
[Deferred from 8/25/2026 - Item 3.4 (26-871)]

Public Comment: (*In Person*) Roland Lebrun offered public comment.

Action: Upon motion by Councilmember George Casey, seconded by Councilmember Rosemary Kamei, and carried unanimously,

(a) **Resolution No. RES2026-283** was adopted, authorizing the City Manager, or her designee, to negotiate and execute a Memorandum of Understanding to secure a performance and partnership agreement and a Community Benefit Agreement;

(b) a public hearing was conducted; and **Ordinance No. 31349** was *passed for publication*, granting a franchise to Tokay Energy Storage 1, LLC for the purpose of transmitting electric service in the City's public rights-of-way. (10-0-1; Absent: Cohen)

4. PUBLIC SAFETY SERVICES

No items provided.

5. TRANSPORTATION & AVIATION SERVICES

No items provided.

6. ENVIRONMENTAL & UTILITY SERVICES

No items provided.

7. NEIGHBORHOOD SERVICES

No items provided.

8. COMMUNITY & ECONOMIC DEVELOPMENT

8.1 Alternative Financing Recommendations to Spur Affordable Housing Production.

Adopt a resolution authorizing the Housing Director, or his designee, to implement the following mixed-financing frameworks, subject to the requirements of the applicable funding sources and all applicable laws, for the purpose of producing and preserving housing at all affordability levels in the City of San José:

(a) Gap Financing Program and Inclusionary Housing Ordinance;

(b) Private Activity Bonds and Master-Lease Financing;

(c) Production Incentive Programs and Master-Lease Financing; and

(d) Master-Lease Financing and Inclusionary Housing Ordinance.

CEQA: Not a Project, File No. PP17-008, General Procedure and Policy Making resulting in no changes to the physical environment. (Housing)

Erik Soliván, Director, Housing Department and Banu San, Deputy Director, Housing Department, offered the presentation and responded to questions from the Council.

Public Comment: (*In Person*) Huascar Castro, Daniel Alvarez, Alison Cingolani; and (*Virtual*) Brian Darby offered public comment.

Action: Upon motion by Councilmember Peter Ortiz, seconded by Councilmember George Casey, and carried unanimously, **Resolution No. RES2026-284** was adopted, authorizing the

Housing Director, or his designee, to implement the following mixed-financing frameworks, subject to the requirements of the applicable funding sources and all applicable laws, for the purpose of producing and preserving housing at all affordability levels in the City of San José:

- (a) Gap Financing Program and Inclusionary Housing Ordinance;
- (b) Private Activity Bonds and Master-Lease Financing;
- (c) Production Incentive Programs and Master-Lease Financing; and
- (d) Master-Lease Financing and Inclusionary Housing Ordinance. (10-0-1; Absent: Cohen)

8.2 Actions Related to the Arena Hotel Redevelopment and Homekey Program Transition.

Adopt a resolution authorizing:

- (a) The Housing Director, or his designee, to negotiate and execute:

- (1) An Exclusive Negotiation Agreement for a three-year term, and two six-month extensions, at the City's discretion, and any ancillary documents with Episcopal Community Services of San Francisco and affiliates, allowing them to entitle a development that for a final proposal for:

- (i) The conversion of the existing Arena Hotel project into housing units restricted to households with area medium income and rents consistent with the project's HomeKey agreement; and

- (ii) The potential future construction of mixed-income housing on the existing parking lot portion of the site, serving households earning at or below 120% of the area median income; and

- (2) A Right of Entry Agreement with Episcopal Community Services or its affiliates to allow access to the Arena Hotel property to conduct the due diligence necessary to satisfy the milestones to be set forth in the Exclusive Negotiation Agreement; and

- (3) A three-year Exclusive Negotiation Agreement with the possibility of two six-month extensions, at the City's discretion, and any ancillary documents, including a Right of Entry Agreement with the second highest scoring respondent, Propertyworx LLC or its affiliates for the final proposal of a housing development project on the Arena Hotel property, if Episcopal Community Services is unable to successfully execute an agreement with the City or does not comply in a timely and diligent manner with any material obligation under the Exclusive Negotiation Agreement; and

- (b) The City Manager, Housing Director, or their designees, to negotiate and execute:

- (1) An amendment to the Homekey Program Standard Agreement with the California Department of Housing and Community Development to remove A0729 San Jose L.P., Urban Housing Communities LLC, and HomeFirst Services of Santa Clara County as co-applicants, co-grantees, operator, designated payee, and/or other responsible party identified in the Standard Agreement and related Homekey documents for the Arena Hotel, and to identify the City as the sole grantee and responsible party under the Standard Agreement; and

- (2) Documents necessary to unwind, terminate, or amend project agreements with Urban Housing Communities LLC or A0729 San Jose L.P., including the ground lease, the Acquisition and Rehabilitation Grant Agreement, operating agreements, grant agreements, or other related agreements.

CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. Council District 6. (Housing)

ITEM DEFERRED TO SEPTEMBER 22, 2026 PER ORDERS OF THE DAY

8.3 Exclusive Negotiation Agreement and Right of Entry with LH Housing and/or Propertyworx LLC for the Development of Affordable Housing at 71 Vista Montana.

Adopt a resolution authorizing the Housing Director, or his designee, to negotiate and execute a:

- (a) Three-year Exclusive Negotiation Agreement with the possibility of two six-month extensions, at the City's discretion, and any ancillary documents with LH Housing or its affiliates for the final proposal of an affordable housing development project on the 71 Vista Montana property;
- (b) Right of Entry Agreement with LH Housing or its affiliates to allow access to the 71 Vista Montana property to conduct the due diligence necessary to satisfy the milestones to be set forth in the Exclusive Negotiation Agreement; and
- (c) Three-year Exclusive Negotiation Agreement with the possibility of two six-month extensions, at the City's discretion, and any ancillary documents, including a Right-of-Entry Agreement with the second highest scoring respondent, Propertyworx LLC or its affiliates for the final proposal of an affordable housing development project on the 71 Vista Montana property, if LH Housing is unable to successfully execute an agreement with the City or does not comply in a timely and diligent manner with any material obligation under the Exclusive Negotiation Agreement.

CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. Council District 4. (Housing)

[Deferred from 8/25/2026 - Item 8.1 (26-876)]

Erik Soliván, Director, Housing Department; and Banu San, Deputy Director, Housing Department, offered the presentation and responded to questions from the Council.

Public Comment: (Virtual) Brian Darby offered public comment.

Action: Upon motion by Vice Mayor Pam Foley, seconded by Councilmember Rosemary Kamei, and carried unanimously, **Resolution No. RES2026-285** was adopted, authorizing the Housing Director, or his designee, to negotiate and execute a:

- (a) Three-year Exclusive Negotiation Agreement with the possibility of two six-month extensions, at the City's discretion, and any ancillary documents with LH Housing or its affiliates for the final proposal of an affordable housing development project on the 71 Vista Montana property;
- (b) Right of Entry Agreement with LH Housing or its affiliates to allow access to the 71 Vista Montana property to conduct the due diligence necessary to satisfy the milestones to be set forth in the Exclusive Negotiation Agreement; and
- (c) Three-year Exclusive Negotiation Agreement with the possibility of two six-month extensions, at the City's discretion, and any ancillary documents, including a Right-of-Entry Agreement with the second highest scoring respondent, Propertyworx LLC or its affiliates for the final proposal of an affordable housing development project on the 71 Vista Montana property, if LH Housing is unable to successfully execute an agreement with the City or does not comply in a timely and diligent manner with any material obligation under the Exclusive Negotiation Agreement. (10-0-1; Absent: Cohen)

9. REDEVELOPMENT – SUCCESSOR AGENCY

No items provided.

10. LAND USE

10.1 Land Use on Consent Calendar

No items provided.

END OF CONSENT CALENDAR

10 Land Use – Regular Agenda

No items provided.

• Open Forum

1. *(In Person)* Jen Grilli discussed changes to the Department of Transportation's parking compliance policies that have impacted safety.
2. *(In Person)* Richard described recently releasing mathematical and physics papers that represent a major discovery.
3. *(In Person)* Elaina Churchill discussed counterfeit electronics being sold and fraudulent disability claims.
4. *(In Person)* Rudy Camerena requested that Open Forum speaking time limits be increased.
5. *(In Person)* Roland Lebrun shared concerns about the IBM Data Center and discussed alternatives.
6. *(Virtual)* Brian Darby discussed tariffs and household taxes that contribute to inflation and financial instability.
7. *(Virtual)* Michael Sonsini expressed concern regarding a growing pile of debris in District 9 that is contributing to an unsafe area.

• Adjournment

The Council of the City of San José adjourned the meeting at 3:03 p.m.

Minutes Recorded, Prepared, and Respectfully Submitted by,

Daniel Aguilar

Daniel Aguilar
Deputy City Clerk, City of San José

Approved at Council on:

Number of actions: 6

Attest by:

Toni J. Taber, MMC
City Clerk, City of San José

SAN JOSÉ CITY COUNCIL CLOSED SESSION AGENDA

September 1, 2026

Present Councilmembers: Kamei, Campos, Tordillos, Ortiz, Doan,
Candelas, Foley, Casey, Mahan.

Absent Councilmembers: Cohen, Mulcahy.

Place: City Hall Conference Room W-133

Time: 9:30 a.m.

Items discussed:

A CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:

Significant exposure to litigation pursuant to Sections 54956.9(d)(2) and (e)(1) of the Government Code:

Number of matter(s) to be discussed: 1

B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1):

1. Case Name: Jonathan D. Becher, Trustee of the Shellie Lewis Revocable Living Trust v. City of San Jose Animal Care and Services

Name(s) of Party(ies) JONATHAN D. BECHER, TRUSTEE OF THE SHELLIE LEWIS REVOCABLE LIVING TRUST; CITY OF SAN JOSE ANIMAL CARE AND SERVICES

Court: Santa Clara County Superior Court

Case No: 25-PR-199275

Amount of Money or Other Relief Sought: Damages according to proof

C CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:

Initiation of litigation pursuant to Sections 54956.9(d)(4) of the Government Code:

Number of matter(s) to be discussed: 1

D. PUBLIC EMPLOYMENT/PUBLIC EMPLOYEE EVALUATION PURSUANT TO GOVERNMENT CODE SECTION 54957:

1. Department or Agency: City Manager's Office
Title: City Manager
2. Department or Agency: City Clerk's Office
Title: City Clerk
3. Department or Agency: City Auditor's Office
Title: City Auditor
4. Department or Agency: City Attorney's Office
Title: City Attorney